

House Floor Debate - Volume 1

March 23, 2011

1

TEXAS HOUSE OF REPRESENTATIVES

2011 (82R) SB 14

3/23/11 HOUSE FLOOR DEBATE (EMERGENCY CALENDAR)

Volume 1

Transcribed on April 23, 2012

JA_002203

TX_00212711

USA_00017085

House Floor Debate - Volume 1

March 23, 2011

2

1 PROCEEDINGS

2 SPEAKER: SB14. Clerk, read the bill.

3 CLERK: SB14 by Fraser relating to
4 requirements to vote, including presenting proof of
5 identification providing criminal penalties.

6 SPEAKER: Chair recognizes Representative
7 Harless.

8 MS. HARLESS: Thank you, Mr. Speaker.
9 Members, this is the same bill that we discussed on Monday
10 for about 15 minutes. It's SB14. It narrowly -- it's a
11 narrowly-designed bill that says you must prove who you
12 say you are when you show up to cast your vote at the
13 polls, and I'm happy to continue this discussion.

14 SPEAKER: Mr. Walle?

15 MR. WALLE: Mr. Speaker, I raise a point of
16 order against further consideration of the calendar under
17 Rule 6, Section 16.

18 SPEAKER: Bring your point of argument down
19 front, please. Mr. Walle raises a point of order under
20 Rule 6, Section 16 on the grounds that the corrected
21 calendar is not properly in order of consideration, it is
22 not eligible for consideration at this time.

23 A similar error occurred in HB1111 during
24 the 79th legislature. In that case an error was
25 discovered and a new calendar printed and considered after

JA_002204

TX_00212712

USA_00017086

House Floor Debate - Volume 1

March 23, 2011

3

1 a two-hour layout. The chair noted in that case the error
2 in the calendar was corrected and was laid out more than
3 two hours.

4 The chair finds no violation of the Rule 6,
5 Section 16. The point of order is respectfully overruled.

6 MR. GALLEGGO: Mr. Speaker, just a
7 parliamentary inquiry so that I -- if you don't mind --
8 can understand the line of reasoning behind the --
9 Mr. Wally's point of order was that Rule 6, Section 16
10 doesn't provide -- as I read the -- the rule, the rule
11 indicates that deviations from the calendar as posted
12 shall not be permitted except if the committee on
13 calendars shall be authorized to prepare and post not
14 later than two hours before the House convenes a
15 supplemental daily calendar.

16 So, the two-hour notice under the rules
17 applies to the supplemental daily calendar. Is that not
18 correct?

19 SPEAKER: Mr. Gallego, under Rule 6,
20 Section 16, deviations from the calendar are permitted.

21 MR. GALLEGGO: Deviations?

22 SPEAKER: If they are permitted by the
23 committee on calendars.

24 MR. GALLEGGO: The sentence reads

25 "Deviations from the calendar as posted shall not be

JA_002205

TX_00212713

USA_00017087

House Floor Debate - Volume 1

March 23, 2011

4

permitted except in the case of the supplemental calendar."

SPEAKER: Mr. Gallego, the phrase "except" means there are deviations that are permitted.

5 MR. GALLEGOS: But the exception is listed,
6 is it not, Mr. Speaker? The exception is the supplemental
7 daily calendar which can be printed two hours before the
8 House convenes?

9 SPEAKER: Mr. Gallego, there was a printing
10 error in this calendar that was discovered, and it's been
11 corrected.

12 MR. GALLEGOS: The issue, Mr. Speaker, as I
13 understand Mr. Wally's point of order, is that under the
14 rules revised calendars don't exist. Supplemental
15 calendars exist, and this was not remedied through a
16 supplemental calendar. It was remedied so that the
17 posting should -- if we're going to do the supplemental
18 calendar and the error and the two-hour notice, then this
19 was not a supplemental calendar, which we all receive on
20 our desks. In the routine course of the House's business,
21 we receive supplemental calendars.

22 In this instance, we didn't receive a
23 supplemental calendar. We received a revised calendar,
24 which would seem to indicate that -- I guess the
25 difficulty for me is that you can't have it -- the

JA 002206

TX_00212714

USA 00017088

House Floor Debate - Volume 1

March 23, 2011

5

1 argument that you can't have it both ways. If it is a
2 supplemental calendar and there is a two-hour notice and
3 there is a deviation, that's fine. But if the argument is
4 that it's a revised calendar and all this revised calendar
5 does is take the place of the first one, then seems that
6 that timing should relate back -- the posting of it should
7 relate back, as well.

8 SPEAKER: Thank you, Mr. Gallego, for your
9 inquiry. This is not the first time that a printing error
10 has occurred in our calendars. On May 15th of 1997, for
11 instance, an error in the printing was corrected under the
12 title "corrected daily House calendar." On May 20th of
13 1999 a correction was made under the "corrected daily
14 House calendar," May 20th, 1999. And similarly on
15 Tuesday, July 19th, 2005, the correction was made under
16 a revised daily house calendar.

17 Mr. Walle, for what purpose?

18 MR. WALLE: Mr. Speaker, thank you. May I
19 request that the exchange between you, sir, Honorable
20 Speaker, and Chairman Gallego be recorded in the journal?

21 SPEAKER: Members, you heard the motion.

22 Is there objection? Chair hears none. So ordered.

23 Chair recognizes Representative Harless.

24 MS. HARLESS: Thank you, Mr. Speaker,
25 members. I'm ready to continue the debate or move

JA_002207

TX_00212715

USA_00017089

House Floor Debate - Volume 1

March 23, 2011

6

1 passage, whichever you prefer.

2 SPEAKER: Ms. Farrar, for what purpose?

3 MS. FARRAR: Mr. Speaker, I raise a point
4 of order under Rule 4, Sections 11 and 12.

5 SPEAKER: Bring your point of order down
6 front.

7 Representative Farrar raised a point of
8 order under Rule 4, Section 11 and 12. Representative
9 Farrar indicates that the meeting of the calendar
10 committee began at 10:07 and the Capitol was closed and
11 that access to the meeting room may have been denied. The
12 calendars committee did not begin meeting until 10:07 p.m.
13 The meeting was initially posted for 9:00 p.m. As noted
14 on the State preservation board website, the hours of the
15 Capitol are normally between 7:00 a.m. and 10:00 p.m. but
16 are extended during legislative sessions, including during
17 House committee meetings.

18 It appears that the provision of Rule 4,
19 Section 11 were complied with. The point of order is
20 respectfully overruled.

21 Representative Farrar, for what purpose?

22 MS. FARRAR: Parliamentary inquiry.

23 SPEAKER: State your inquiry.

24 MS. FARRAR: If the meeting is posted for
25 9:00 o'clock and the public anticipates that we will have

JA_002208

TX_00212716

USA_00017090

House Floor Debate - Volume 1

March 23, 2011

7

1 a committee meeting at that time yet the committee doesn't
2 do its business until 10:07, what is -- how can we assure
3 public access in those situations and how does that make
4 this body look?

5 SPEAKER: According the State preservation
6 board website, access to the Capitol was assured during
7 the meeting.

8 MS. FARRAR: I know that when I've left
9 this building after 10:00 o'clock, I have to leave through
10 the G level because all the doors are locked.

11 What is the process for a member of the
12 public to enter the building after 10:00 o'clock when a
13 committee is in session?

14 SPEAKER: During extended legislative
15 hours, the method for public access is the Capitol. It's
16 the same as they access the Capitol during the day, which
17 is the four main entrances.

18 MS. FARRAR: Pardon me? It's before what?

19 SPEAKER: The four main entrances.

20 MS. FARRAR: But I'm saying to you that
21 those entrances are locked. I've had to go -- I've tried
22 to leave and had to go down to G before when a committee
23 was in session. And so, my question is: What's the
24 process for a member of the public to know which of the
25 six doors to the Capitol and the Capitol extensions are

JA_002209

TX_00212717

USA_00017091

House Floor Debate - Volume 1

March 23, 2011

8

1 open to them? I mean, how onerous is it? My concern is
2 that if we're going to have openness and transparency in
3 government but -- but a committee is posted to meet at one
4 time and doesn't conduct their business until the building
5 is actually closed, denying them access, how are we to
6 ensure -- how are we to fulfill our duty to the public to
7 ensure an open and transparent process?

8 SPEAKER: Ms. Farrar, the only way that a
9 member of the public can access the Capitol extension is
10 through the four main entrances at any time.

11 MS. FARRAR: But I'm -- not to go -- not to
12 run around in a circle, I'm just saying those doors are
13 locked.

14 Is there a posting system besides the
15 internet because maybe you have a PDA and they are savvy
16 enough to go to the internet and have that access, but for
17 the everyday person that walks up the steps, how are they
18 to know?

19 SPEAKER: Ms. Farrar, we'll talk to House
20 administration and see if we can work on that.

21 Chair recognizes Representative Harless.

22 MS. HARLESS: Mr. Speaker, members, I'm
23 open to more conversation or passage.

24 SPEAKER: Mr. Martinez-Fischer, for what
25 purpose?

JA_002210

TX_00212718

USA_00017092

House Floor Debate - Volume 1

March 23, 2011

9

1 MR. MARTINEZ-FISCHER: Is the lady open to
2 some questions?

3 SPEAKER: Lady yield?

4 MS. HARLESS: I will.

5 MR. MARTINEZ-FISCHER: Thank you,
6 representative Harless. I wanted to resume debate on your
7 bill. I was looking at it, and I had some questions. I
8 want to direct you to Page 11 of Senate Bill 14 so that we
9 can talk about it.

10 MS. HARLESS: Yes, sir.

11 MR. MARTINEZ-FISCHER: Could you explain to
12 me? I'm looking at Section 15 and the area that relates
13 to provisional ballots, and I wanted to understand some of
14 the requirements on this affidavit, specifically at
15 Page 11, Line 6.

16 MS. HARLESS: This bill allows for someone
17 that doesn't have one of the prescribed forms of photo ID
18 to -- that show up to vote and don't have it to cast a
19 provisional ballot.

20 MR. MARTINEZ-FISCHER: Okay. And some of
21 these requirements for the provisional ballot, it now
22 requires a printing on the envelope in which the
23 provisional ballot is voted by the person may be placed
24 and has to include certain language, and I notice that we
25 went from a "shall" standard to a "must" standard and I

JA_002211

TX_00212719

USA_00017093

House Floor Debate - Volume 1

March 23, 2011

10

1 wanted to know why we did that.

2 MS. HARLESS: The purpose of the
3 provisional ballot is if someone shows up without one of
4 the forms of ID, they can cast a ballot and come back in
5 six days and prove they are who they say they are and
6 their ballot will be cast -- will be counted.

7 MR. MARTINEZ-FISCHER: But why are we
8 changing the standard from "shall be printed" on this
9 envelope to "must be printed" on the envelope? What's --
10 what's the difference?

11 MS. HARLESS: The only thing that we're
12 changing is that when a person shows up to cast a vote in
13 person, they show one of the prescribed forms of photo ID.
14 That's what this bill is changing.

15 MR. MARTINEZ-FISCHER: But at Line 7 on
16 Page 11 you have taken the word "shall" and it's been
17 struck through and you've replaced it with the word
18 "must," and I'm trying to figure out what's the difference
19 between "must" and "shall."

20 MS. HARLESS: We want to make sure that
21 every person that shows up to the polls that did not bring
22 their form of ID has an opportunity to cast a ballot. We
23 want everyone to have access to vote. And if they do not
24 have this ID, they cast a provisional ballot and within
25 six days they can show up and show their ID and their

JA_002212

TX_00212720

USA_00017094

House Floor Debate - Volume 1

March 23, 2011

11

1 ballot will be counted.

2 MR. MARTINEZ-FISCHER: All right. And so,
3 aside from that, though -- I mean, you have the
4 provisional balloting and you let somebody vote. Then it
5 says there has to be a form for an affidavit that's
6 required by this section and it must be printed on an
7 envelope in which the provisional ballot voted by that
8 person may be placed and then must include other things.

9 And so, we're not saying that it shall be
10 printed on the envelope. We're saying it must be printed
11 on the envelope. I guess are we being even clearer,
12 setting a much clearer standard, a -- you know, "shall" is
13 not enough. We need to tell them that they must do this?

14 MS. HARLESS: We are doing everything in
15 our power to make sure that everybody shows up to vote,
16 their vote is counted.

17 MR. MARTINEZ-FISCHER: And so, you think
18 "must" is -- in order to effectuate that, you felt that
19 you had to use a much stronger term and that "shall"
20 didn't get us there but "must" makes it pretty clear that
21 there is no choice?

22 MS. HARLESS: I think every person that
23 shows up with their photo ID verifying who they are has
24 the right to vote and, if they don't have their ID, they
25 can cast a provisional ballot and those will be counted if

JA_002213

TX_00212721

USA_00017095

House Floor Debate - Volume 1

March 23, 2011

12

1 they show their identification within six days.

2 MR. MARTINEZ-FISCHER: Now, under the
3 current law once -- once there is a provisional ballot
4 there is the Early Vote Board; is that correct?

5 MS. HARLESS: There is a board that the
6 provisional ballots go to.

7 MR. MARTINEZ-FISCHER: What is the name of
8 that board? Do you know?

9 MS. HARLESS: The Early Voting Election
10 Board or --

11 MR. MARTINEZ-FISCHER: The Early Voting
12 Ballot Board? Is that --

13 MS. HARLESS: That's correct.

14 MR. MARTINEZ-FISCHER: When it comes to
15 provisional ballots, the Early Voting Ballot Board, they
16 have always had the discretion to accept provisional
17 ballots.

18 Is that your understanding of today's law?

19 MS. HARLESS: This bill is about showing
20 who you are when you go to vote, and that's -- that's very
21 simple. It's very narrow. It's crafted so that you have
22 to show a photo ID.

23 MR. MARTINEZ-FISCHER: Okay. This is not
24 about showing an ID. This is about voting a provisional
25 ballot.

JA_002214

TX_00212722

USA_00017096

House Floor Debate - Volume 1

March 23, 2011

13

1 MS. HARLESS: This is about if you do not
2 have an ID, you have an opportunity to cast a provisional
3 ballot.

4 MR. MARTINEZ-FISCHER: Right, okay. And as
5 the law stands right now, the Early Vote Ballot Board
6 retains the discretion to accept a provisional ballot. Is
7 that true or false?

8 MS. HARLESS: As the law stands right now,
9 you don't have to show a photo ID when you show up to vote
10 in person. This bill requires you to show a photo ID when
11 you show up to vote at the polls.

12 MR. MARTINEZ-FISCHER: I know what the bill
13 does, but the specifics of the bill insofar as relates to
14 provisional ballots -- I'll ask you again.

15 Under current law -- under today's law, not
16 your bill -- under the law today, if somebody votes a
17 provisional ballot does the Early Vote Ballot Board have
18 the discretion to accept that vote?

19 MS. HARLESS: Mr. Martinez-Fischer, if you
20 want to talk about all the different provisions of the
21 election code, this is not the venue. This bill is about
22 a photo ID when you show up to vote. If you do not have a
23 photo ID, you have an opportunity to cast your ballot and
24 within six days bring your identification to the registrar
25 and your vote will be counted. That is the basis of this

JA_002215

TX_00212723

USA_00017097

House Floor Debate - Volume 1

March 23, 2011

14

1 bill. That's what I'm going to discuss.

2 MR. MARTINEZ-FISCHER: Well, I appreciate
3 that direction. And so, since you want to talk about your
4 bill, let's go to Page 11, Line 27, and let me ask the
5 question a third time since this is your bill and I
6 presume that the lady has read her bill and I presume that
7 the lady is prepared to debate her bill. If the lady is
8 not prepared to debate her bill, then I will let you yield
9 to somebody who is.

10 Let me ask this a third time. Under
11 today's law at Page 11, Line 27, it says, "A provisional
12 ballot may be accepted by the Early Vote Ballot Board,"
13 and I want to make sure that I am clear that that is the
14 state of the law today.

15 MS. HARLESS: You've answered your own
16 question.

17 MR. MARTINEZ-FISCHER: So, is that an
18 affirmation?

19 MS. HARLESS: I am here to talk about the
20 requirements to show up to vote when you want to cast an
21 in-person ballot. If you don't, you have the opportunity
22 to cast a provisional. Yes, sir, I've read my bill. I
23 think we are not following the direction that the members
24 want to discuss on the types of ID. I'm welcome -- I'm
25 willing to let you talk as long as you want.

JA_002216

TX_00212724

USA_00017098

House Floor Debate - Volume 1

March 23, 2011

15

1 MR. MARTINEZ-FISCHER: I appreciate that,
2 but fortunately for me I have that certificate of election
3 that allows me to do that without your permission, but
4 thank you.

5 Okay. So, going back to your bill, I want
6 to know why on Page 11 at Line 27 you have now taken away
7 the discretion of the Early Vote Ballot Board by not
8 letting them have the option to decide a provisional
9 ballot should be counted but you are mandating that they
10 are counted. We're going to may to shall, and I want you
11 to explain that to me. Why are we doing that? What is
12 the importance of taking away the discretion from the
13 Early Vote Ballot Board?

14 MS. HARLESS: Because we have spelled out
15 specifically what they need to have when they show up to
16 vote.

17 MR. MARTINEZ-FISCHER: So, now we're saying
18 under SB14 if you do all these things and you comply with
19 all the sections on Page 11, the Early Vote Ballot Board
20 no longer has the discretion to accept a provisional
21 ballot? They are now required to take that provisional
22 ballot. Is that what you're saying?

23 MS. HARLESS: That's what the bill says.

24 MR. MARTINEZ-FISCHER: Okay. Thank you.

25 Mr. Speaker?

JA_002217

TX_00212725

USA_00017099

House Floor Debate - Volume 1

March 23, 2011

16

1 SPEAKER: Mr. Martinez-Fischer, for what
2 purpose?

3 MR. MARTINEZ-FISCHER: I would like to
4 raise a point of order under Rule 4, Section 32C and F.

5 SPEAKER: Bring your point down front.
6 Repeal of order under Rule 4, Section 32, the bill
7 analysis fails to discuss changes on Page 11, Line 7, and
8 Page 11, Line 27 of the bill. Specifically Representative
9 Martinez-Fischer argues that the bill analysis fails to
10 compare the bill to existing law and fails to list
11 provision on Page 11, Line 27, as an express repeal.

12 The chair has reviewed the bill and the
13 bill analysis. The chair finds that the language of the
14 bill analysis is not materially or (inaudible) to this
15 meeting and that the bill analysis, which is a summary,
16 accurately reflects the substance of the bill. The point
17 of order is respectfully overruled.

18 Mr. Martinez-Fischer, for what purpose?

19 MR. MARTINEZ-FISCHER: Thank you,
20 Mr. Speaker. Parliamentary inquiry.

21 SPEAKER: State your inquiry.

22 MR. MARTINEZ-FISCHER: The last part of
23 your ruling, you made reference to the bill analysis being
24 a summary.

25 Did I hear that right?

JA_002218

TX_00212726

USA_00017100

House Floor Debate - Volume 1

March 23, 2011

17

1 SPEAKER: That's correct.

2 MR. MARTINEZ-FISCHER: Could you please
3 repeat that last line? Would you indulge me? I couldn't
4 hear back here.

5 SPEAKER: The bill analysis, which is a
6 summary, accurately reflects the substance of the bill.

7 MR. MARTINEZ-FISCHER: Mr. Speaker,
8 parliamentary inquiry.

9 SPEAKER: State your inquiry.

10 MR. MARTINEZ-FISCHER: As I read Rule 4,
11 Section 32C, I don't see -- I don't see in the rules where
12 members are given the opportunity to summarize their bill
13 in the bill analysis. In fact, as I read Section 4, Rule
14 32C, it says that the bill analysis must include, in
15 summary or section-by-section form, a detailed analysis.
16 Not a summary analysis, a detailed analysis.

17 And so, did the chair misunderstand me when
18 I made that argument? Is the chair under the impression
19 that I am arguing that there should be a lesser standard
20 than a detailed analysis? Because I didn't argue that
21 there should be a summary analysis. In fact, the rules
22 are contrary to any member providing a summary analysis.
23 It says it must be a detailed. It can be in a summary or
24 section-by-section form, but the analysis must be
25 detailed.

JA_002219

TX_00212727

USA_00017101

House Floor Debate - Volume 1

March 23, 2011

18

1 And is the chair in agreement with that
2 reading of the rule as I see it?

3 SPEAKER: The chair has applied precedence
4 from prior sessions.

5 MR. MARTINEZ-FISCHER: And what precedence
6 specifically would that be, Mr. Chairman -- Mr. Speaker?

7 SPEAKER: Our precedent,

8 Mr. Martinez-Fischer, is a precedent from the 81st
9 session.

10 MR. MARTINEZ-FISCHER: The 81st session?
11 Would the chair be inclined as to tell me what day of the
12 journal that was?

13 SPEAKER: It was May 20th, '09.

14 MR. MARTINEZ-FISCHER: May 20th, '09?

15 Okay. Now, in the chair's ruling --

16 SPEAKER: It was on -- it was on Senate
17 Bill 865.

18 MR. MARTINEZ-FISCHER: Thank you,
19 Mr. Speaker. Senate Bill 865? Thank you, Mr. Speaker.

20 In the chair's ruling, in effect, the chair
21 is saying that if we -- if there is an express
22 strike-through on a bill that changes the current state of
23 the law there is no requirement under Rule 4, Section 32C
24 or Rule 4, Section 32C3 that requires a member to notify
25 the body and the general public that we are expressly

JA_002220

TX_00212728

USA_00017102

House Floor Debate - Volume 1

March 23, 2011

19

1 changing a legal standard?

2 SPEAKER: Rule 4, Section 32, Subsection C,
3 Subsection 2 requires a list of provisions expressly --
4 expressly repealed by the bill of resolution.

5 MR. MARTINEZ-FISCHER: So, the chair's
6 interpretation, which I would deem to be narrow -- is it
7 the chair's interpretation that what triggers an express
8 statement of a repeal of a law is the words in a bill, a
9 resolution, that says this article or this section is
10 expressly repealed?

11 Is that how the chair interprets that rule
12 for Section 32C2?

13 SPEAKER: The chair determines that -- just
14 a moment, Mr. Martinez-Fischer.

15 Mr. Martinez-Fischer, the point of order
16 that you raised did not point us to a section of the law
17 that contained an express repeal.

18 MR. MARTINEZ-FISCHER: The chair may have
19 misunderstood my point of order. Should I re-assert it,
20 Mr. Chairman? Because I -- I crystal clearly remember
21 arguing to the chair that when you take two sections of
22 the bill and take us from a discretionary standard and
23 change it to a mandatory standard, the strike-through of
24 the discretionary is a repeal of a statute -- in fact,
25 guts the statute. And then I argued, secondarily, that

JA_002221

TX_00212729

USA_00017103

House Floor Debate - Volume 1

March 23, 2011

20

1 when you go from a "shall" standard to a "must" standard
2 you again are expressly repealing a statute by a
3 strike-through and, in fact, you are gutting the existing
4 law.

5 I offered that, and if the chair did not
6 analyze the point of order under that analysis, then I
7 would like to raise that point of order again.

8 SPEAKER: Mr. Martinez-Fischer, the chair
9 has already ruled on the point of order. You're welcome
10 to lodge another point, and I will request -- the chair
11 would request that the exchange here be entered in the
12 journal.

13 MR. MARTINEZ-FISCHER: I'm sorry? What
14 about the last part?

15 SPEAKER: We would request that the
16 exchange between you and the chair be reduced to writing
17 and entered in the journal.

18 MR. MARTINEZ-FISCHER: And so -- but I
19 don't have to raise another point of order, but the chair
20 has suggested that that portion of that argument was not
21 considered by the chair because the chair was unaware that
22 that objection was being raised. And if the chair has
23 properly considered that, I would like the chair to tell
24 me there would be no need to raise an additional point of
25 order.

JA_002222

TX_00212730

USA_00017104

House Floor Debate - Volume 1

March 23, 2011

21

1 SPEAKER: Mr. Martinez-Fischer, the chair
2 appreciates your arguments. The chair respectfully has
3 overruled the point of order.

4 MR. MARTINEZ-FISCHER: I understand that.
5 On what grounds?

6 SPEAKER: That Rule 4, Section 32C has been
7 complied with.

8 MR. MARTINEZ-FISCHER: In all aspects?

9 SPEAKER: And that the bill analysis is not
10 substantially or materially misleading.

11 MR. MARTINEZ-FISCHER: With regard to Rule
12 34, Section 32C2, a repeal of a statute that's not
13 explained in a detailed bill analysis, that's part of your
14 ruling, as well?

15 SPEAKER: Yes, sir, it is.

16 MR. MARTINEZ-FISCHER: Thank you,
17 Mr. Speaker. Parliamentary inquiry.

18 SPEAKER: State your inquiry.

19 MR. MARTINEZ-FISCHER: What is the process
20 by which if a member of this body wanted to amend the
21 rules once they are in session?

22 SPEAKER: You could file a resolution to be
23 referred to the appropriate committee.

24 MR. MARTINEZ-FISCHER: And that committee
25 would be?

JA_002223

TX_00212731

USA_00017105

House Floor Debate - Volume 1

March 23, 2011

22

1 SPEAKER: Generally in the past those items
2 have been referred to the committee of rules and
3 resolutions.

4 MR. MARTINEZ-FISCHER: And we have -- so,
5 the committee of rules and resolutions? Is that what you
6 said?

7 SPEAKER: Yes, sir. In the past, that's
8 been the case.

9 MR. MARTINEZ-FISCHER: So, parliamentary
10 inquiry.

11 SPEAKER: State your inquiry.

12 MR. MARTINEZ-FISCHER: Would a -- would a
13 permission to introduce be in order to effectuate that now
14 that we're past the day to introduce the bills, or would
15 that be considered a resolution?

16 SPEAKER: That would be considered a
17 resolution.

18 MR. MARTINEZ-FISCHER: And, Mr. Speaker,
19 further inquiry. Would it be a requirement that this --
20 that a -- that a request to just strike through certain
21 parts of the rules since they are really not -- under your
22 prior ruling, if we just strike through the rules and
23 don't say that they are expressly repealed, we don't have
24 to explain that in an analysis, and we have to explain
25 that in a resolution -- so, in other words, if wanted to

JA_002224

TX_00212732

USA_00017106

House Floor Debate - Volume 1

March 23, 2011

23

1 just strike through Rule 4, Section 32C2 since we're not
2 using it, can I just strike it through and not have to
3 file a resolution?

4 SPEAKER: Mr. Martinez-Fischer, that's a
5 hypothetical question. I would have to see the resolution
6 before I could respond to that.

7 MR. MARTINEZ-FISCHER: Would you recommend
8 that?

9 SPEAKER: Not at this time.

10 MR. MARTINEZ-FISCHER: Thank you, sir.

11 SPEAKER: Mr. Coleman, for what purpose?

12 MR. COLEMAN: Mr. Speaker, I know we're
13 having fun learning all about the rules of the House and
14 we should follow the rules. So, I raise a point of order
15 against further consideration of any substantive to Senate
16 Bill No. 14 under Rule 4, Section 32C of the Rules of the
17 House on the grounds that the bill analysis substantially
18 and materially misleads.

19 SPEAKER: Bring your point of order down
20 front. Mr. Coleman, specifically the provision relating
21 to the use of passports found on Page 1 of the bill
22 analysis is not sufficiently detailed enough continuously
23 through the bill analysis.

24 The chair has reviewed the bill and the
25 bill analysis and finds that the provision complained of

JA_002225

TX_00212733

USA_00017107

House Floor Debate - Volume 1

March 23, 2011

24

1 relating to passports is contained in the bill analysis
2 and is not materially or substantially misleading.
3 Accordingly, the point of order is respectfully overruled.

4 House of Representative Harless?

5 MS. HARLESS: Mr. Speaker, member's willing
6 to continue the debate.

7 SPEAKER: Mr. Martinez-Fischer, for what
8 purpose?

9 MR. MARTINEZ-FISCHER: Will the lady yield
10 for some questions, please?

11 SPEAKER: Lady yield?

12 MS. HARLESS: Yes, sir.

13 MR. MARTINEZ-FISCHER: I wanted to look at
14 your bill -- and I'm on Page 13 of your bill because I
15 want to debate your bill, and I'm looking at the section
16 beginning at Line 18, Section 20 of your bill, and in that
17 section it looks like we're describing the fees that it
18 costs to get a personal identification; is that correct?

19 MS. HARLESS: I think the language is clear
20 in the bill.

21 MR. MARTINEZ-FISCHER: Okay. Well, I'm a
22 little dyslexic. So, could you -- is that what that's
23 about?

24 MS. HARLESS: Would you like me to read
25 what it says?

JA_002226

TX_00212734

USA_00017108

House Floor Debate - Volume 1

March 23, 2011

25

1 MR. MARTINEZ-FISCHER: Yes, please.

2 MS. HARLESS: "Except as provided by
3 Section D, the fee for the personal identification
4 certificate is," and it lists the amounts.

5 MR. MARTINEZ-FISCHER: Okay. Then below
6 that at Line 27, Sub D, we're going to -- we're going to
7 reduce the fee from \$20 to zero. Is that -- is that how
8 you see that?

9 MS. HARLESS: I think it's clear. It says
10 that the department may not collect a fee for a personal
11 identification certificate issued to a person who states
12 that the person is obtaining a personal identification
13 certificate for the purpose of satisfying Section 63.001
14 B.

15 MR. MARTINEZ-FISCHER: So, the reduction is
16 we're not going to charge you so that you can vote.

17 Is that the intent?

18 MS. HARLESS: It's clear that if you do not
19 have an identification certificate as spelled out in the
20 right to vote that the department will provide you one
21 free.

22 MR. MARTINEZ-FISCHER: So, if you and I go
23 to DPS -- I presume that's where these IDs are going to
24 come from -- and I walk in and I'm going to replace mine
25 or I lost mine and you're going to get one so that you can

JA_002227

TX_00212735

USA_00017109

House Floor Debate - Volume 1

March 23, 2011

26

1 vote, which is the only option, I'm imagining that we're
2 going to fill out the same form, we're going to stand in
3 the same line, and we're going to get processed by clerks
4 that are on the same side of their desk. And what you're
5 saying is the only difference is under this bill I would
6 have to pay the \$15 and you don't have to pay -- yours
7 will be reduced to zero because the law that we're trying
8 to pass will allow you to have this for free so that you
9 can use it as your ID to vote?

10 MS. HARLESS: Is that a question or a
11 statement?

12 MR. MARTINEZ-FISCHER: It's a question.

13 MS. HARLESS: If you do not have one of the
14 forms of ID that it takes to show up and vote, there is a
15 provision in the bill that allows for you to get a free ID
16 for the purpose of voting.

17 MR. MARTINEZ-FISCHER: And I guess in the
18 committee testimony or, I guess, in you doing your due
19 diligence, is there a reason why we have to have these
20 reduced -- these free IDs? Is this a problem?

21 MS. HARLESS: Could you say the first part?

22 MR. MARTINEZ-FISCHER: In your due
23 diligence or in the committee testimony, I mean, was
24 there -- did something come up that raises the question as
25 to, you know, we should provide a free option for those

JA_002228

TX_00212736

USA_00017110

House Floor Debate - Volume 1

March 23, 2011

27

1 that need an ID so they can vote? Is this a concern in
2 some of the other states that have done voter ID, or is
3 this something specific to Texas?

4 MS. HARLESS: We wanted to provide an
5 opportunity for people that don't have one of the approved
6 forms of identification for the purpose of voting.

7 MR. MARTINEZ-FISCHER: So, as long as
8 somebody walks into the department and says -- if Senate
9 Bill 14 passes and they say, "I don't have an ID. I need
10 an ID so I can go vote," they are not going to have to pay
11 even a dollar or not even a nickel. It's absolutely free.
12 No strings attached?

13 MS. HARLESS: You've asked that three
14 times. I've answered it three times. What do you want me
15 to say differently?

16 MR. MARTINEZ-FISCHER: I just want you to
17 assure me that we don't have a poll tax of any sort or any
18 kind. I don't want -- I want to make sure that if you're
19 taking the extra step to make an ID free of charge so that
20 somebody can go vote that we're not going to charge
21 anything. That's what I would like to -- this is -- this
22 is a big deal.

23 MS. HARLESS: You're correct.

24 MR. MARTINEZ-FISCHER: So, do you know
25 where the money that is charged for these IDs, do you know

JA_002229

TX_00212737

USA_00017111

House Floor Debate - Volume 1

March 23, 2011

28

1 where that money goes?

2 MS. HARLESS: The money that is charged for
3 the free IDs?

4 MR. MARTINEZ-FISCHER: The IDs that you're
5 going to make free for -- you know, in the instance where
6 I have to pay, when I give my \$15, you're going to get
7 yours for free. Where does my \$15 go? Do you know?

8 MS. HARLESS: The money that you pay for a
9 free ID or if you're just going in there because you don't
10 have an ID?

11 MR. MARTINEZ-FISCHER: In our original
12 exchange I had asked -- I had said that I was going in to
13 buy an ID because I needed to renew mine. You were going
14 in to get the free one.

15 When I hand over my \$15 to DPS, do you know
16 where those moneys go?

17 MS. HARLESS: That has nothing to do with
18 this bill.

19 MR. MARTINEZ-FISCHER: And it may not, but
20 do you know where this money goes?

21 MS. HARLESS: It has nothing to do with the
22 bill.

23 MR. MARTINEZ-FISCHER: So, you think that
24 whether somebody pays for an ID or gets one for free,
25 where the money goes or where the money doesn't go, that

JA_002230

TX_00212738

USA_00017112

House Floor Debate - Volume 1

March 23, 2011

29

1 has nothing to do with this bill?

2 MS. HARLESS: I think that this bill is
3 about providing a photo ID when you show up to vote and,
4 if for some reason you do not have a driver's license, an
5 ID card, a passport, a citizen's certificate with a
6 picture on it, you have none of those forms of ID and you
7 want to vote, this bill provides where you can have an
8 opportunity to go to the DPS and get a free ID for the
9 purpose of voting.

10 MR. MARTINEZ-FISCHER: And so I note in the
11 fiscal note there's a 2,024,000-dollar fiscal note. And
12 as I read in the methodology, I didn't see anywhere in the
13 fiscal note that DPS was going to get reimbursed for the
14 IDs that everybody else would have to pay for.

15 Is there anything in your bill that's going
16 to appropriate moneys to DPS so they can get supplemented
17 for getting the revenues lost?

18 MS. HARLESS: The fiscal note spells out
19 specifically what the Secretary of State has testified
20 they need the money for in order to --

21 SPEAKER: Representative Geren raised a
22 point of order that the time has expired. Point of order
23 is well-taken. Representative Martinez-Fischer moves for
24 extension of time. Is there an objection? Members, any
25 objection to an extension of time? The chair hears none.

JA_002231

TX_00212739

USA_00017113

House Floor Debate - Volume 1

March 23, 2011

30

1 MR. MARTINEZ-FISCHER: 2,024,000. I saw an
2 overwhelming amount of money going to radio, TV, direct
3 mail to, I guess, inform the public that we're going to
4 change the -- you know, the voting standards and now
5 require an ID, and I also saw a 24,000-dollar technology
6 impact fee for DPS or whomever so they can update their
7 form and there is a section in the methodology that says
8 that they don't really -- they can't determine how much
9 money the Department of Public Safety is going to lose as
10 a result of these free IDs.

11 And so, is there any appropriation in this
12 bill that replaces the money lost by DPS for the free IDs
13 that will be given out to comply with this bill?

14 MS. HARLESS: This is not an appropriations
15 bill. This bill is about photo ID and voters showing up
16 to the polls and proving who they say they are.

17 MR. MARTINEZ-FISCHER: On the fiscal note,
18 is there any analysis about any amounts of money that
19 would be deprived from the DPS so that we can carry out
20 your legislative intent, which is to provide free IDs to
21 those that don't have them but yet need them in order to
22 vote?

23 MS. HARLESS: The fiscal note speaks for
24 itself.

25 MR. MARTINEZ-FISCHER: As the person

JA_002232

TX_00212740

USA_00017114

House Floor Debate - Volume 1

March 23, 2011

31

1 responsible for explaining the bill and its contents, I'm
2 asking you.

3 MS. HARLESS: I think the language is clear
4 in the fiscal note. They spell out specifically what the
5 expenses will be, and it speaks for itself.

6 MR. MARTINEZ-FISCHER: What does it say?
7 It's obviously speaking to you. It's not speaking to me.
8 So, what is it telling you?

9 MS. HARLESS: Okay. Have you read the
10 fiscal note?

11 MR. MARTINEZ-FISCHER: I have.

12 MS. HARLESS: You have?

13 MR. MARTINEZ-FISCHER: But I need the
14 explanation of the author to fully understand it. You
15 told me your intent was to give free IDs for people who
16 need them so they can vote, and I said okay. And now I'm
17 asking what is your intent as far as reimbursing the
18 Department of Public Safety for giving out free IDs that
19 you're making them give? There's obviously a cost. I
20 mean, if IDs were free, you wouldn't have to charge for
21 them to begin with.

22 MS. HARLESS: This bill is not an
23 appropriations bill for DPS. This bill is about showing
24 photo ID when you go to vote. It is not a DPS
25 appropriations bill.

JA_002233

TX_00212741

USA_00017115

House Floor Debate - Volume 1

March 23, 2011

32

1 MR. MARTINEZ-FISCHER: I realize that, but
2 does it take money from DPS?

3 MS. HARLESS: Excuse me?

4 MR. MARTINEZ-FISCHER: Does this bill take
5 money from DPS?

6 MS. HARLESS: The fiscal note speaks for
7 itself.

8 MR. MARTINEZ-FISCHER: I think the bill
9 says it costs \$2 million, not 2 billion.

10 MS. HARLESS: That's what I said. I'm
11 sorry. I've been talking a long time.

12 MR. MARTINEZ-FISCHER: I've been standing a
13 long time, too. It's affecting my hearing, as well. So,
14 okay. Mr. Speaker?

15 SPEAKER: For what purpose,
16 Mr. Martinez-Fischer?

17 MR. MARTINEZ-FISCHER: Well, I haven't had
18 very much luck with the rules, so I thought I would go to
19 the Texas Constitution. I would like to raise a point of
20 order of Senate Bill 14 under Article 3, Section 49K of
21 our Texas Constitution.

22 SPEAKER: Bring your point of order down
23 front. 49K of the Texas Constitution. Specifically,
24 Mr. Martinez-Fischer argues that the bill reduces,
25 rescinds, or repeals authority to collect funds under the

JA_002234

TX_00212742

USA_00017116

House Floor Debate - Volume 1

March 23, 2011

33

1 Texas Mobility Fund. The chair has reviewed the argument
2 in question raised by Mr. Martinez-Fischer whether the
3 provision is Constitutional. Whether any infirmity must
4 be addressed in this bill or any bill, the bill is
5 effective unless changed. Precisely the type of
6 Constitutional points of order traditionally not ruled on.

7 The chair will continue that tradition, and
8 the point of order is respectfully overruled.

9 Mr. Martinez-Fischer, for what purpose?

10 MR. MARTINEZ-FISCHER: Parliamentary
11 inquiry.

12 SPEAKER: State your inquiry.

13 MR. MARTINEZ-FISCHER: The chairman's
14 ruling didn't indicate whether they found this point of
15 order to be a substantive challenge or procedural
16 challenge to the Constitution, and I would like to know
17 which it is.

18 SPEAKER: Mr. Martinez-Fischer, the chair
19 found that this deals with a substantive Constitutional
20 issue.

21 MR. MARTINEZ-FISCHER: Mr. Speaker,
22 parliamentary inquiry.

23 SPEAKER: State your inquiry.

24 MR. MARTINEZ-FISCHER: Is the
25 Constitutional article that says bills must be read or

JA_002235

TX_00212743

USA_00017117

House Floor Debate - Volume 1

March 23, 2011

34

1 three separate days, is that a procedural or substantive?

2 SPEAKER: That is a point of order that has
3 traditionally been ruled on by the chair.

4 MR. MARTINEZ-FISCHER: As procedural or
5 substantive?

6 SPEAKER: As a discussion of legislative
7 procedure.

8 MR. MARTINEZ-FISCHER: Mr. Speaker, further
9 inquiry. Is the Constitutional provision saying that all
10 bills must pass both houses of legislature, is that
11 procedural or substantive?

12 SPEAKER: Again, Mr. Martinez-Fischer, that
13 is a order traditionally ruled on by legislative
14 procedure.

15 MR. MARTINEZ-FISCHER: And the
16 Constitutional provisions related to the two subject rule,
17 is that also procedural or is it substantive?

18 SPEAKER: Mr. Martinez-Fischer, ruling on
19 Article 3, Section 49K of the Constitution found that that
20 did not fall within the classes of legislative procedure
21 traditionally ruled on by the chair.

22 MR. MARTINEZ-FISCHER: With respect to the
23 substantive ruling of this chair, there was not a
24 substitution -- there was not a substantive claim made in
25 the point of order.

JA_002236

TX_00212744

USA_00017118

House Floor Debate - Volume 1

March 23, 2011

35

1 In fact, the point of order was launched
2 because the procedure by which -- the procedure by which a
3 bill comes to the floor that repeals, rescinds, or reduces
4 Constitutionally-dedicated moneys.

5 My argument is procedurally no bill can
6 come to the floor that does that unless they comply with
7 the Constitution, which requires them to explain how they
8 plan to reallocate the moneys they deprive from the
9 chair -- I mean from the Mobility Fund.

10 And so, procedurally that is what my point
11 is. I'm not arguing the substantive matter as to whether
12 or not the Article 3, Section 49 even applies in this
13 instance. I am saying -- I am saying that procedurally --
14 just like procedurally that we read bills on three
15 separate days, just like procedurally we pass bills out of
16 the House and Senate, this is also a procedure by which we
17 bring bills to the floor that are in order and not in
18 order. And my procedural argument is that the bill is not
19 in order because procedurally it deprives the Mobility
20 Fund of its dedicated source of funding and the only way
21 procedurally that we can proceed is if we allocate moneys
22 to replenish what we take. I'm not arguing as to the
23 substantive merits of that. I'm arguing that as a
24 necessary step for a bill to be in order.

25 If the chair wants to rule that

JA_002237

TX_00212745

USA_00017119

House Floor Debate - Volume 1

March 23, 2011

36

1 procedurally I am overruled, I will sit down; but my point
2 of order is specific to the procedural component of the
3 Constitutional article and not the substantive
4 interpretation.

5 SPEAKER: Mr. Martinez-Fischer, we have
6 reviewed and heard your arguments. We looked for
7 precedent. There is none, and the point of order is
8 respectfully overruled. We'll be happy to have this
9 exchange entered into the journal.

10 MR. MARTINEZ-FISCHER: We can put it on a
11 journal. We can put it on a billboard, but we are here
12 today. And just because there isn't precedent, that's not
13 a reason to overrule the point of order.

14 I will say that the reason why you may not
15 find a precedent is that the creation of a Mobility Fund
16 is relatively new, and I think that only in two instances
17 in our Texas Constitution do we place the procedural
18 hurdle of protecting dedicated funds -- one is for the
19 Mobility Fund, and one is for the Rail Relocation Fund.
20 We have an obligation as lawmakers to not submit the full
21 faith and credit of the State of Texas to bondholders when
22 we take money that they are relying on to pay for
23 construction bonds.

24 And so, I'm not arguing the substantive
25 part of that. I am wanting the chair to make a ruling

JA_002238

TX_00212746

USA_00017120

House Floor Debate - Volume 1

March 23, 2011

37

1 that procedurally you do not have to replenish money that
2 you procedurally take out of the Mobility Fund, not the
3 substantive interpretation of the fund itself.

4 And so, if the chair wants to put in his
5 ruling we've reviewed the procedural argument and we find
6 procedurally there's nothing there, I will sit down.

7 SPEAKER: Mr. Martinez-Fischer, the chair
8 will revise its ruling to include your arguments. Thank
9 you.

10 MR. MARTINEZ-FISCHER: So, that would be,
11 in fact, the chair's ruling? Will the chair please read
12 that ruling?

13 SPEAKER: The point of order is
14 respectfully overruled.

15 MR. MARTINEZ-FISCHER: On procedural
16 grounds?

17 SPEAKER: The chair has listened
18 respectfully to your arguments and has respectfully
19 overruled.

20 MR. MARTINEZ-FISCHER: If the chair is
21 making its ruling on the substantive interpretation,
22 Article 3, Section 49, then the chair has not heard my
23 argument.

24 My argument is on the procedural hurdle
25 that exists with respect to Article 3, Section 49. And

JA_002239

TX_00212747

USA_00017121

House Floor Debate - Volume 1

March 23, 2011

38

1 so, procedurally, once again, Mr. Speaker, if there is an
2 overruling of the procedural point of order, I will stand
3 by the chair's ruling, but I need to hear that is the
4 chair's ruling.

5 SPEAKER: Mr. Martinez-Fischer, the chair
6 overrules on all grounds that you've raised.

7 MR. MARTINEZ-FISCHER: Thank you,
8 Mr. Chair. I would like to have our remarks reduced to
9 writing.

10 SPEAKER: (Inaudible), will you yield for
11 questioning?

12 SPEAKER: Representative Harless, are you
13 aware that many minority groups (inaudible) protected
14 under the Voting Rights Act would like to show photo ID to
15 vote? Recently I had a round table meeting in my
16 district. My voter round table is a bipartisan group made
17 of naturalized citizens and the first generation Texans
18 which moved here from Mexico, China, Taiwan, South Korea,
19 Pakistan, India, (inaudible), and many other regions.

20 The entire group wanted a more secure
21 voting method in place and strongly supported the voter ID
22 bill. These are people who work hard to become citizens
23 and to earn the right to vote. They would like to make
24 sure their vote is protected. One gentleman even
25 suggested bringing citizenship certificates to the polls.

JA_002240

TX_00212748

USA_00017122

House Floor Debate - Volume 1

March 23, 2011

39

1 As you say, it is a great honor to be a
2 U.S. citizen and definitely a great privilege to vote and
3 we should protect the integrity of it.

4 Also, because my own background, several
5 Asian-American groups outside my district contacted my
6 office and expressed their concerns with the
7 transliteration of (inaudible) and the possibility of
8 being denied the right to vote.

9 Representative, I have previously discussed
10 this concern with you, and you have more (inaudible) to
11 address included in this bill; is that right?

12 MS. HARLESS: Yes, Representative.

13 SPEAKER: Thank you, Representative
14 Harless, for working so hard for this great bill and many
15 people (inaudible) and really appreciate this effort.

16 Thank you very much.

17 MS. HARLESS: And may I say they are very
18 fortunate to have you representing them because you work
19 really hard to make sure that all of your district is
20 served.

21 MR. ANCHIA: Mr. Speaker?

22 SPEAKER: Mr. Anchia, for what purpose?

23 MR. ANCHIA: Will the gentle lady yield?

24 SPEAKER: Will the lady yield?

25 MS. HARLESS: Yes.

JA_002241

TX_00212749

USA_00017123

House Floor Debate - Volume 1

March 23, 2011

40

1 MR. ANCHIA: Representative Harless, you
2 said that -- that this bill is about protecting the
3 integrity of elections, correct?

4 MS. HARLESS: Yes.

5 MR. ANCHIA: Under current law what you're
6 concerned about is the fact that people may show up
7 without photo identification at the polls and conduct
8 voter impersonation; is that correct?

9 MS. HARLESS: Not exactly. Under current
10 law there is no type of identification required that shows
11 a photo, and we don't have any way to guarantee that they
12 are who they say they are. That's the purpose of this
13 legislation.

14 MR. ANCHIA: So, that's why you struck
15 through those -- those pieces of identification that one
16 might list in current law -- that are listed in current
17 law that one might use to vote, correct? I'm talking
18 about 63.0101, documentation of (inaudible).

19 You struck official mail addressed to the
20 person by name from a governmental entity, correct?

21 MS. HARLESS: This is about photo
22 identification. We added provisions in the bill that says
23 the type of photo identification that's required to vote.

24 MR. ANCHIA: 63.0101, you strike the type
25 of ID that is official mail addressed to the person by

JA_002242

TX_00212750

USA_00017124

House Floor Debate - Volume 1

March 23, 2011

41

1 name from a government entity, correct?

2 MS. HARLESS: Say that one more time. I'm
3 sorry.

4 MR. ANCHIA: Did you strike Subsection 6 of
5 63.0101, which was official mail addressed to the person
6 by name from a government entity?

7 MS. HARLESS: I think the bill is clear. I
8 think the language is clear.

9 MR. ANCHIA: Did you strike that language?

10 MS. HARLESS: I added in provisions that
11 said what you have to show as a photo ID.

12 MR. ANCHIA: That's not my question. Would
13 you like to answer my question?

14 MS. HARLESS: If it's not --

15 SPEAKER: Mr. (inaudible) raised a point of
16 order that the gentle lady's time is expired. The point
17 of order is well-taken and sustained.

18 MR. ANCHIA: Mr. Speaker?

19 SPEAKER: Mr. Anchia, for what purpose?

20 MR. ANCHIA: I'd like to make a motion to
21 extend time, please.

22 SPEAKER: This is an excessive extension of
23 time. Unanimous consent is required. Is there objection?
24 Mr. Anchia, there is objection. The time will not be
25 extended.

JA_002243

TX_00212751

USA_00017125

House Floor Debate - Volume 1

March 23, 2011

42

1 The following amendment -- the clerk will
2 read the amendment.

3 MR. ANCHIA: Could we have a record vote on
4 that?

5 SPEAKER: All it takes is one member,
6 Mr. Anchia.

7 MR. ANCHIA: Could it be placed on the
8 record who that member was that objected to this line of
9 questioning?

10 SPEAKER: Yes. The following amendment.
11 The clerk will read the amendment.

12 CLERK: Amendment by Anchia.

13 SPEAKER: The chair recognizes Mr. Anchia.

14 MR. ANCHIA: Thank you, Mr. Speaker, and
15 members.

16 What I was trying to talk to the gentle
17 lady about was a major flaw in her bill that I hope
18 everybody can follow along when -- when I walk you through
19 it, but under current law when you vote you actually have
20 to show something. Right? You have to show a voter
21 registration certificate, a utility bill, a driver's
22 license. You have to show up -- if you want your vote to
23 count, you have to show something.

24 Unfortunately, members, in this bill the
25 author has created a loophole where you don't have to show

JA_002244

TX_00212752

USA_00017126

House Floor Debate - Volume 1

March 23, 2011

43

1 nothing, and I don't think that's what this body wants to
2 vote on today. So, if you would please look at the bill,
3 I'm going to walk you through that, how this happens,
4 because I think it's important for all of you to pay
5 attention to this. I wanted the author to answer it, but
6 she just went back to her talking points and I'm not sure
7 she knows it's in there.

8 So, I would draw you to Section 63.009.
9 That's when a person shows up at the polls without a
10 certificate and with no name on the list, okay? So, this
11 is what all -- all of you are ostensibly concerned about
12 and you think this bill fixes, but it doesn't.

13 So, you have a voter who shows up without a
14 certificate who is not on the list. That person then is
15 directed to 63.001 in the bill to execute an affidavit.
16 So, 63.001, they execute the affidavit. That's on my Page
17 11. I don't have numbers on my bill, but if you can
18 follow along, it's in 63.001. You execute the affidavit
19 at 63.001 in Sub A, the affidavit -- you're actually
20 executing an affidavit that says two things: That you are
21 a registered voter in the precinct and that you are
22 eligible to vote in that election. You still haven't
23 shown any ID. You have just issued an affidavit.

24 And then from there you're -- after that
25 first affidavit, you can come back under 65.054 on

JA_002245

TX_00212753

USA_00017127

House Floor Debate - Volume 1

March 23, 2011

44

1 Page 13 -- go to 65.054 -- and if you do that within six
2 days, you can execute another affidavit that says one of
3 two things: You're either indigent or you have a
4 religious objection. Neither -- you don't have to provide
5 proof of either of those. You just need to say, "I'm
6 either indigent or have a religious objection."

7 So, if you execute two affidavits, you
8 still have not shown any photo ID. And it gets worse.
9 Because if you look at the language of the bill under Sub
10 B, it says, "A provisional ballot shall" -- not may --
11 "shall be accepted by the ballot board.

12 SPEAKER: Mr. Ritter, for what purpose?

13 MR. RITTER: Will gentleman yield for
14 questions?

15 MR. ANCHIA: Not at this time, but I'm
16 happy to extend for you, Alan. Just really quickly.

17 At that point, the ballot board shall
18 accept your ballot and you have not shown any form of
19 photo ID. Now, I know why these affidavits are in there.
20 I know why they are in there. The way this is drafted,
21 it's drafted to be Constitutional, but the problem is what
22 makes it Constitutional here also allows a person to never
23 have shown any ID in order to vote, and that's a problem.
24 That is worse than current law.

25 So, when the author comes up and tells me

JA_002246

TX_00212754

USA_00017128

House Floor Debate - Volume 1

March 23, 2011

45

1 that this is about the integrity of elections and this is
2 about making sure people show photo ID, then why has she
3 drafted a bill that allows you to never, ever, ever show
4 any form of ID, simply execute two affidavits and then
5 vote?

6 I think it's a major flaw in this bill and
7 a major problem and one that I don't think this body
8 should vote for if you care about ballot integrity.

9 So, ladies and gentlemen -- ladies and
10 gentlemen, I ask -- I ask that you actually read the bill
11 and look at its provisions.

12 SPEAKER: Mr. Anchia, would you yield?

13 MR. ANCHIA: I will, yes.

14 MR. RITTER: I've been listening to what
15 you're saying and I'm looking at the bill and I'm having
16 kind of a little bit of trouble following you. A little
17 bit.

18 What I'm reading, does this amendment not
19 just gut this whole bill?

20 MR. ANCHIA: That's the enacting clause.

21 What I'm going over right now is -- I couldn't give --

22 SPEAKER: Mr. Anchia, the amendment that is
23 up is the enacting policy.

24 MR. ANCHIA: I understand. I understand.

25 The amendment deals with the enacting policy. What I

JA_002247

TX_00212755

USA_00017129

House Floor Debate - Volume 1

March 23, 2011

46

1 wanted to do is have an opportunity since the chairwoman
2 couldn't answer the questions --

3 MR. RITTER: This amendment is -- strikes
4 the enacting clause and guts the whole bill?

5 MR. ANCHIA: Right.

6 MR. RITTER: Thank you.

7 MR. ANCHIA: No, that's right. And I'm
8 going to pull the amendment down, Chairman Ritter. What I
9 did want to --

10 SPEAKER: Mr. Menendez, for what purpose?

11 MR. ANCHIA: What I did want to do is have
12 an opportunity to alert the body that the bill that you're
13 about to vote on -- that you are going to vote on today
14 actually is worse than current law. It is worse than
15 current law.

16 SPEAKER: Mr. Anchia, would you yield to
17 Mr. Menendez?

18 MR. ANCHIA: I will.

19 MR. MENENDEZ: Representative Anchia, I'm
20 not sure if you read the San Antonio Express newspaper
21 this morning.

22 MR. ANCHIA: I did not.

23 MR. MENENDEZ: This morning the paper
24 reported that the commissioner's court was debating this
25 very bill and the issue they were debating is what you

JA_002248

TX_00212756

USA_00017130

House Floor Debate - Volume 1

March 23, 2011

47

1 brought up, the issue of the question of you show up to
2 the ballot box without -- and you file this affidavit,
3 they asked the county elections clerk would it increase
4 the amount of work, would it increase your necessity to
5 hire more people for the folks who come back to prove that
6 they have an affidavit?

7 Does that surprise you?

8 MR. ANCHIA: No, it doesn't surprise me.
9 Look, the bill is inartfully drafted, regrettably, and is
10 also very convoluted. There's an easier way to deal with
11 this problem and to fix this issue, but clearly the way to
12 fix this issue is not to allow people who show up with
13 nothing -- with nothing to vote. That's what's contained
14 in this bill.

15 A way to fix this problem is just to create
16 one affidavit that is only available to people who bring
17 in their voter registration certificate and who are on the
18 list. But in this case you neither have photo ID, you
19 neither have a voter registration certificate, nor are you
20 ever asked to prove your identity. You simply execute two
21 affidavits without ever having been on the voter list. I
22 think it's a major hole in the bill.

23 MR. MENENDEZ: So, Representative, by
24 creating this second visit that the voter would have to
25 make to prove their identity, would it create an unfunded

JA_002249

TX_00212757

USA_00017131

House Floor Debate - Volume 1

March 23, 2011

48

1 mandate on counties?

2 MR. ANCHIA: Well, clearly. I mean, look,
3 this bill not only creates an unfunded mandate but there's
4 a Constitutional problem that the chair did not want to
5 rule on that's going to cost the State of Texas roughly
6 \$14 million because once people figure out that if you say
7 you're getting an ID in order to vote, you don't have to
8 pay the 16 bucks that you have to pay, everybody is going
9 to get it for free and it's going to be a hit on the
10 Mobility Fund to the tune of about \$7 million bi-anum,
11 14 -- \$7 million a year, 14 bi-anum. It's going to be an
12 unfunded mandate to local governments, as well. And, you
13 know, I don't think the LB did its job in doing this bill.

14 The Department of Public Safety said they
15 couldn't provide an estimate -- estimated loss to the
16 Mobility Fund on this even though they had during
17 (inaudible) bill of 2005. I mean, they are trying to hide
18 costs here that I think your commissioner's court is right
19 to be concerned about.

20 MR. MENENDEZ: Are you aware of the fact
21 that it cost the State of Indiana \$2 million, I believe --
22 or was it \$4 million -- in order to provide these free
23 IDs?

24 MR. ANCHIA: If you took the per capita
25 expenditures of the State of Indiana, which is a state a

JA_002250

TX_00212758

USA_00017132

House Floor Debate - Volume 1

March 23, 2011

49

1 fraction the size of Texas, this bill should cost
2 \$20 million minimum in the State of Texas to implement,
3 probably 30 million. None of that is here. There's
4 \$2 million of funds that are available and clearly this is
5 far below what Missouri would have used to implement, far
6 below what Indiana would've used to implement.

7 MR. MENENDEZ: So, these bonds and this
8 budget crisis that we have, the current budget crisis
9 we're dealing with -- actually not dealing with at this
10 time, that teachers are fearing for their jobs, that we're
11 looking at cuts and state furlows and other things. This
12 is money that we could use to offset those job losses, is
13 it not?

14 MR. ANCHIA: I mean, clearly the hit on
15 county governments is not going to be insignificant. The
16 hit to the Texas Mobility Fund is going to be significant,
17 and I think will give rise to a Constitutional challenge
18 in the future.

19 I completely respect your concerns about
20 the difficult budget times that we have, and I think they
21 are being ignored in this bill.

22 MR. MENENDEZ: The bonds -- don't we issue
23 bonds on the Mobility Fund and is this possible debt
24 service -- debt revenue that we are taking from? Does
25 that put us possibly in a --

JA_002251

TX_00212759

USA_00017133

House Floor Debate - Volume 1

March 23, 2011

50

1 MR. ANCHIA: That's the problem,
2 Representative. You hit it precisely. The problem is
3 that you've got the Texas Mobility Fund that is lockboxed
4 in the Constitution. It is ring-fenced there so that you
5 don't raid the Mobility Fund. And the reason you don't
6 want to raid the Mobility Fund is that it's pledged to
7 amortize bonded indebtedness for the state, for the
8 construction of roads.

9 So, the minute you have a reduction -- it
10 says it very clearly in the Texas Constitution. The
11 minute you have a reduction in the Texas Mobility Fund, it
12 becomes un-Constitutional if you have no other way to
13 replace it. This bill provides no other way to replace it
14 and ultimately is going to be a hit on the Mobility Fund,
15 could have the ultimate impact of affecting our bond
16 rating if the hit is significant enough.

17 SPEAKER: Representative (inaudible) ran
18 raised a point of order the gentleman's time is expired.
19 The point of order is well-taken and sustained.

20 Chair recognizes Ms. Harless to speak
21 against the amendment.

22 MR. ANCHIA: Mr. Speaker?

23 SPEAKER: Mr. Anchia, for what purpose?

24 MR. ANCHIA: Will the gentle lady yield?

25 SPEAKER: Do you yield, Ms. Harless?

JA_002252

TX_00212760

USA_00017134

House Floor Debate - Volume 1

March 23, 2011

51

1 MS. HARLESS: Yes.

2 MR. ANCHIA: Thank you, Mr. Speaker. Thank
3 you, Representative.

4 Could you walk me through the bill really
5 quickly? Can you go to 63.009 which deals with a person
6 who shows up at the polls with no certificate who is not
7 on the list, and obviously not a photo ID either.

8 MS. HARLESS: Representative Anchia, we
9 have gone through this over and over. If you want to talk
10 about it, I'm welcoming you to extend your time and talk
11 about it, but it is detracting from what we're trying to
12 do. This bill is here --

13 MR. ANCHIA: I just want to make sure I
14 have a proper -- I do want to talk about it, so I
15 appreciate your indulging me.

16 In 63.009 a person who shows up at the
17 polls who is not on the list and doesn't have either a
18 photo ID or a voter registration certificate can vote a
19 provisional ballot, correct?

20 MS. HARLESS: That's what we've discussed
21 earlier. That was agreed to.

22 MR. ANCHIA: So, they can vote a
23 provisional ballot, correct?

24 MS. HARLESS: We've discussed this over and
25 over and over. If they show up with one of the approved

JA_002253

TX_00212761

USA_00017135

House Floor Debate - Volume 1

March 23, 2011

52

1 forms of photo ID, they can pass their ballot. If they do
2 not have one of the approved forms of ID, they can cast a
3 provisional ballot.

4 MR. ANCHIA: But this is for a person who
5 neither has -- who shows up without a photo ID, without a
6 voter registration certificate, and who's not on the list.
7 We have not talked about that situation yet. Right? So,
8 this is different.

9 Can you walk me through what happens to the
10 person in that Section 63.009? Do they vote a provisional
11 ballot?

12 MS. HARLESS: If they show up without a
13 photo ID and want to cast a ballot, they can vote a
14 provisional ballot.

15 MR. ANCHIA: Okay. Registration
16 Certificate and who are not on the list, correct?

17 MS. HARLESS: The bill is clear on the
18 requirements that that has.

19 MR. ANCHIA: Can you walk me through
20 63.009? I know the bill is clear to you.

21 MS. HARLESS: I'm ready to vote on the
22 amendment. I've walked you through --

23 MR. ANCHIA: So, I haven't been able to ask
24 questions. I mean, we had points of order. So, this is
25 my first time I get to ask you questions.

JA_002254

TX_00212762

USA_00017136

House Floor Debate - Volume 1

March 23, 2011

53

1 So, under 63.009 a person who does not have
2 a photo ID, registration certificate, who is not on the
3 list votes a provisional ballot under 63.011, correct?

4 MS. HARLESS: That's what you say, yes.
5 That's what you're reading from the bill.

6 MR. ANCHIA: This is not a game. Can you
7 answer what's in your bill?

8 MS. HARLESS: Really? Really, you want to
9 go there?

10 MR. ANCHIA: You know what? It's not a
11 game to me, Representative. It's not a game to my
12 constituents.

13 MS. HARLESS: It's not for me either.

14 MR. ANCHIA: It's not --

15 SPEAKER: Excuse me, Mr. Anchia. Would you
16 please maintain order and you-all try to keep the
17 conversation civil, please?

18 MR. ANCHIA: Thank you, Mr. Chairman. I
19 would just like a question answered. I'm just asking the
20 gentle lady -- I'm not making levity of it, okay? I'm
21 asking the gentle lady under 63.009 if a person does not
22 have their voter registration certificate and is not on
23 the list, doesn't have photo ID, do they vote a
24 provisional ballot there?

25 MS. HARLESS: What page are you looking at?

JA_002255

TX_00212763

USA_00017137

House Floor Debate - Volume 1

March 23, 2011

54

1 MR. ANCHIA: It's on my Page 9. It may be
2 different on your page. I don't have -- I'm not sure that
3 we have the same one, but it's in --

4 MS. HARLESS: Section 13?

5 MR. ANCHIA: Section 13 of your bill.

6 MS. HARLESS: Section 13 is Section 63.009.

7 "Election code is amended to read the following.

8 Section 63.009, voter without certificate who is not on
9 the list. A voter who does not present a voter
10 registration certificate when offering to vote and his
11 name is not on the list of the registered voters or the
12 precinct in which the voter is offering to vote shall be
13 accepted for provisional voting if the voter executes an
14 affidavit in accordance with 63.011."

15 How far do you want me to read? I can read
16 the whole bill.

17 MR. ANCHIA: No, that's perfect. So, let's
18 go to 63.011, then. That's where they execute -- that's
19 where they cast the provisional ballot. And there, the
20 affidavit -- that's on my Page 11. It's in Section 15 of
21 your bill.

22 So, the affidavit there says -- the
23 affidavit that you have says that you're a registered
24 voter and is eligible to vote in the election. Is that
25 not correct?

JA_002256

TX_00212764

USA_00017138

House Floor Debate - Volume 1

March 23, 2011

55

1 MS. HARLESS: You're looking at Section 15?
2 MR. ANCHIA: Section 15, right. You
3 execute an affidavit --

4 MS. HARLESS: And are you looking at A?

5 MR. ANCHIA: A1 and 2.

6 MS. HARLESS: Okay. If you notice in that,
7 there is no changes to the current code except for 63.001G
8 is added and 63.0008B is deleted or 63.009 and 63.009A is
9 deleted.

10 Do you want me to read the whole bill?

11 MR. ANCHIA: I don't want you to be
12 frustrated. I mean, I just -- I just want you to walk
13 through it with me because there are changes in that code
14 section and they relate to a person who shows up with
15 nothing at the polls. They execute this affidavit,
16 correct, in 63.011. Is that not right?

17 MS. HARLESS: Right.

18 MR. ANCHIA: And then if they come back six
19 days later, they can -- on Page 12, Section 65.054,
20 Page 12, Section 17 of your bill -- they can cure by
21 signing another affidavit saying that they are indigent or
22 have a religious objection, correct? That's under
23 Subsection 2B1A and B.

24 MS. HARLESS: "A voter is indigent and is
25 unable to obtain proof of identification without a payment

JA_002257

TX_00212765

USA_00017139

House Floor Debate - Volume 1

March 23, 2011

56

1 of a fee or has a religious objection to being
2 photographed" and --

3 MR. ANCHIA: Okay. That's good. That's
4 good. So, has a voter ever showed any photo ID in that
5 process?

6 MS. HARLESS: This -- this language is very
7 clear on what happens if they show up and they are not on
8 the list. That's what we're reading about. Right?

9 MR. ANCHIA: I agree it's clear. I also
10 think it's worse than current law. So, it -- if you -- it
11 provides less security than current law. So, you can show
12 up, not being on the list, without an ID and without a
13 certificate, you can execute a first affidavit and then
14 you can execute a second affidavit and never have to show
15 any ID, correct?

16 MS. HARLESS: Representative, would you
17 like to bring an amendment?

18 MR. ANCHIA: Yeah. Oh, I have some
19 amendments that deal with this issue.

20 MS. HARLESS: Do you want to bring them and
21 we'll talk about them?

22 MR. ANCHIA: Absolutely. Oh, I would love
23 it. I'm going to have an amendment that deals with this
24 very issue and simplifies all the affidavits that you have
25 in the bill. And I'm hopeful that you'll be open to them

JA_002258

TX_00212766

USA_00017140

House Floor Debate - Volume 1

March 23, 2011

57

1 because I think it would be a significant improvement.

2 I fear that your bill is worse than current
3 law and really undermines the argument that this is about
4 ballot integrity because suddenly you have a mechanism
5 where people can come in and never show anything and not
6 be on the list and the ballot board shall accept their --
7 their -- their ballot. It's not even a "may" anymore.

8 You changed it to "shall."

9 MS. HARLESS: They have six days to prove
10 who they are, and the ballot board at that point --

11 MR. ANCHIA: But they don't have to prove
12 who they are. They just say they have a religious
13 objection or are indigent. They never really prove who
14 they are, do they?

15 MS. HARLESS: My understanding is that they
16 have six days to cure and their ballot will get counted.

17 MR. ANCHIA: They have six days to cure.
18 So, they can execute that second affidavit and
19 ultimately -- and ultimately vote without ever having
20 shown ID. Right?

21 MS. HARLESS: I'm more than happy to look
22 at your amendment if you want to offer an amendment.

23 MR. ANCHIA: Okay. Yeah, I'm definitely
24 going to have an amendment. So, thank you.

25 MS. HARLESS: Move to table.

JA_002259

TX_00212767

USA_00017141

House Floor Debate - Volume 1

March 23, 2011

58

1 SPEAKER: Mr. Anchia to close.

2 MR. ANCHIA: Thank you, Mr. Speaker, and
3 members. I'm so pleased that the gentle lady is open to
4 amendments to fix this problem in her bill.

5 The amendment that you have before you, as
6 Chairman Ritter points out, does not fix that problem but
7 did give me an opportunity to ask the gentle lady
8 questions about how the bill is actually worse than
9 current law and presents a huge loophole. I mean, if
10 people are concerned about ballot integrity here, then
11 they should be very concerned about these provisions in
12 the bill.

13 There's a much more simple way to do it --
14 and I'm going to have an affidavit (sic) that does it --
15 that allows a person to come in only with the voter
16 registration certificate and sign an affidavit. In the
17 current bill you can show up and not be on the list and
18 not have a voter registration certificate and issue two
19 affidavits and, bingo, the ballot board has to take your
20 ballot. "Has." It's not even permissive. It's
21 mandatory, and I think it's a flaw in the bill.

22 I think it's one that can be easily
23 remedied, and I think if we do two things, members, we can
24 come up with a good photo identification bill. The first
25 one is fix that problem with a single affidavit that

JA_002260

TX_00212768

USA_00017142

House Floor Debate - Volume 1

March 23, 2011

59

1 people can use, and the second one is just expand the
2 scope of the photo ID that people can provide.

3 I think if you do those two things,
4 members, you can come up with a bill that a lot of people
5 on this floor can support. You're going to see some
6 amendments from myself and some colleagues that are going
7 to seek to do that, and I hope that you approach this with
8 an open mind.

9 Mr. Speaker, I withdraw the amendment.

10 SPEAKER: The amendment is withdrawn. The
11 following amendment. The clerk will read the amendment.

12 CLERK: Amendment by Anchia.

13 SPEAKER: Chair recognizes Mr. Anchia.

14 Mr. King, for what purpose?

15 MR. KING: Parliamentary inquiry.

16 SPEAKER: State your inquiry, Mr. King.

17 MR. KING: Am I correct that in -- in
18 questions and response going back before people
19 (inaudible) that the scope of the questions must be within
20 the topic of the amendment?

21 SPEAKER: You are correct, Mr. King.

22 MR. KING: So, there should be an
23 encouragement from members to restrict -- if I'm at the
24 back mic, encouragement to me should be to restrict my
25 questions.

JA_002261

TX_00212769

USA_00017143

House Floor Debate - Volume 1

March 23, 2011

60

1 SPEAKER: I will do that. I will do that,
2 Mr. King. I'll be happy to do that, Mr. King. Thank you.

3 Representative Anchia?

4 MR. ANCHIA: I'll temporarily withdraw this
5 amendment.

6 SPEAKER: The amendment is temporarily
7 withdrawn. The following amendment. The clerk will read
8 the amendment. Ms. Giddings?

9 CLERK: Amendment by Giddings.

10 SPEAKER: Chair recognizes Ms. Giddings.

11 MS. GIDDINGS: Thank you very much,
12 Mr. Speaker, and members. I'm sure that we don't want to
13 disenfranchise any voters and, unfortunately, identity
14 theft is a growing issue. And depending upon when it
15 might occur to an individual, it could result in their
16 inability to vote under the bill without the amendment
17 that I have.

18 The amendment that I have would allow
19 someone who has been the victim of identity theft to
20 execute an affidavit under the penalties of perjury and to
21 also carry a police report to the polls and they would
22 then be allowed the exemption and would qualify for an
23 exemption and be allowed to vote.

24 SPEAKER: Is the amendment -- the amendment
25 is acceptable to the author. Is there any objection?

JA_002262

TX_00212770

USA_00017144

House Floor Debate - Volume 1

March 23, 2011

61

1 Chair hears none. The following amendment. The clerk
2 will read the amendment.

3 CLERK: Amendment by Turner.

4 SPEAKER: Chair recognizes Mr. Turner.

5 MR. TURNER: Thanks, Mr. Chairman, and
6 members. Under the current law, the individuals who
7 preside over the early polling place on the early voting
8 or election day must come from the party of the person who
9 won the last governor's race. And so, for example, in the
10 last election in my district, people who had been
11 presiding over the early polling place for early voting
12 and on election day, people who had been presiding for 20
13 years were removed and other people were brought in to run
14 the election. And I want you to imagine at my district
15 new faces who in most cases did not look like me, came in
16 and took over the polling place. That created a great
17 deal of disruption.

18 What my amendment does is the amendment
19 stops the current system of county clerk -- and it's
20 restricted to Harris County -- selecting all from the same
21 party, election judges at all the polling places for early
22 and regular voting in Harris County. And basically what
23 it says is that to better -- the people who will run the
24 election, after they meet all of the other eligibility
25 requirements, will come from the same party of the state

JA_002263

TX_00212771

USA_00017145

House Floor Debate - Volume 1

March 23, 2011

62

1 representative of that particular district. That's all
2 that it says.

3 SPEAKER: Members, there is an amendment to
4 Mr. Turner's amendment. It is being filed right now, so
5 hang on just a second, please.

6 Chair recognizes Mr. Turner.

7 MR. TURNER: Because of the favorable
8 response that I'm getting, people want to include Dallas
9 in this, as well. I want to temporarily withdraw this
10 favorable amendment.

11 SPEAKER: The amendment is temporarily
12 withdrawn. The following amendment. The clerk will read
13 the amendment. Mr. Hochberg?

14 CLERK: Amendment by Hochberg.

15 SPEAKER: Chair recognizes Mr. Hochberg.

16 MR. HOCHBERG: Thank you, Mr. Speaker, and
17 members. One of the parts of this bill requires precinct
18 officials to make a judgment if the identification
19 material you present has your name spelled differently
20 than it appears on the rolls, and the judgment is: Is it
21 close enough? Is it substantially similar? That's a
22 difficult decision to make, and I am absolutely certain
23 that with the number of precinct officials we have all
24 over this state it will be made differently for different
25 people.

JA_002264

TX_00212772

USA_00017146

House Floor Debate - Volume 1

March 23, 2011

63

1 If I could just ask -- the author of this
2 might be acceptable before I go into a long speel about
3 it.

4 SPEAKER: May I make a (inaudible)?

5 SPEAKER: State your inquiry.

6 SPEAKER: The inquiry is if an amendment
7 adds (inaudible) to the bill -- does not? Okay. So, it's
8 not an issue.

9 MR. HOCHBERG: Okay. Thank you. Okay.
10 Okay. Thank you, Representative Harless. Here's the
11 situation. Roughly 10 percent of the voter registrations
12 that are filed, that are turned in, either through
13 clerical error or misreading get mistyped and -- and we
14 now have a procedure that filters that out, but for
15 everybody who has been on the rolls up until the last
16 about two years, if your name got on there and it was
17 misspelled, it's still misspelled.

18 The bill recognizes that that takes place,
19 and what the bill says is that the precinct official can
20 accept your identification if your name is substantially
21 similar to what's on your driver's license.

22 The problem is what's substantially
23 similar? And I'm not just -- I'm not making this up
24 because I've had discussions over the last four years with
25 the Secretary of State about automatically correcting

JA_002265

TX_00212773

USA_00017147

House Floor Debate - Volume 1

March 23, 2011

64

1 incoming cards -- and Chairman Smith knows this -- even
2 passed a bill about it and the Secretary of State said,
3 "Gee, we don't know what's substantial. We don't know
4 what's similar. We want the legislature to give us
5 direction before we automatically correct incoming
6 listings."

7 Well, now translate that down to your
8 precinct officials. We have precinct officials, the name
9 comes in -- and I have examples if we get into a debate on
10 this -- where I would ask, "Is this close enough or isn't
11 it?" The precinct official is not going to know. You're
12 going to get different interpretations by different
13 officials.

14 So, all this amendment says is the
15 Secretary of State will set some standards for that so it
16 can't be questioned afterwards, people can't come back and
17 say, you know, "Ritter with one T really isn't similar to
18 Ritter with two Ts." And, again, if we get into a
19 discussion -- if this isn't acceptable, I have example
20 after example, both from Secretary of State's files and I
21 printed off my own voter roll the other night, part of it,
22 just a few pages, and I could show you places -- and I'll
23 read them off -- where two people in the same household
24 with clearly the same last name aren't registered with the
25 same exact last name.

JA_002266

TX_00212774

USA_00017148

House Floor Debate - Volume 1

March 23, 2011

65

1 So, I think this will make things easier.

2 I'm not trying to mess with your bill. I'm trying to
3 improve it, and I hope it's acceptable to you-all.

4 SPEAKER: The amendment is acceptable to
5 the author. Is there any objection? The chair hears
6 none. The following amendment. The clerk will read the
7 amendment.

8 CLERK: Amendment by David (inaudible).

9 SPEAKER: Chair recognizes Ms. Davis.

10 MS. DAVIS: Thank you, Mr. Speaker, and
11 members. I have an amendment that just merely states that
12 if a person provides (inaudible) follow the procedures to
13 use a provisional ballot that their vote will be counted.

14 I'm certain that the author of the bill and
15 the intent of the bill is not to deny one's 14th or
16 15th Amendment and their right to vote. If we're trying
17 to ensure the integrity of the election process, we must
18 ensure that voters who have a right to vote, their vote's
19 counted. And this only says that once the -- once the
20 procedures have been followed to vote a provisional,
21 ballot will be accepted.

22 So, I think it's just simply saying that it
23 will not take people's right away from them to vote.

24 SPEAKER: Mr. Madden, for what purpose?

25 Representative Davis, would you yield to -- they are

JA_002267

TX_00212775

USA_00017149

House Floor Debate - Volume 1

March 23, 2011

66

1 trying to work out a deal down here, I think, Jerry. Hang
2 on a minute.

3 MR. MADDEN: I would hope, Mr. Speaker,
4 that the question I have might have some relevance on
5 their discussion.

6 SPEAKER: Hang on just one second.

7 Ms. Davis, would you yield to a question from Mr. Madden?

8 MR. MADDEN: Thank you, Ms. Davis. The
9 current -- the current rule for handling provisional
10 ballots that we currently have under the law, what I was
11 basically going to ask is does your amendment as it is
12 written change the procedures that are currently in place
13 for the handling of, acceptance of, and counting
14 provisional ballots?

15 MS. DAVIS: And, Jerry, I think that's what
16 our discussion is. My intent's not to change how we
17 handle a provisional ballot. My intent is to suggest that
18 once we've handled it and found that all of -- everything
19 is in compliance that you can't throw that ballot out.

20 So, I'm not trying to change anything. The
21 bill just simply says, "The notice that if all procedures
22 are followed, there is no guarantee that the voter's
23 provisional ballot would be accepted." I'm just
24 suggesting that once you have met all of the criteria,
25 then you can't just throw a ballot out. People would then

JA_002268

TX_00212776

USA_00017150

House Floor Debate - Volume 1

March 23, 2011

67

1 be denied the right to vote.

2 So, this is, in fact, a way to make sure
3 that we're not taking people's right to vote away if, in
4 fact, they have followed the procedures that it's a good
5 provisional ballot.

6 MR. MADDEN: And my question relates to
7 does the language of following the provisions or the
8 procedures correctly versus meeting the legal requirements
9 they have for the acceptance of these provisional ballots.
10 I want to make sure that your amendment is not just saying
11 if they follow the procedure for doing it that it's
12 accepted, but it changes the reason for acceptance at that
13 stage from what we currently have in the law.

14 MS. DAVIS: And I think that's what the
15 question is and we'll go back and review it. Our intent
16 is just to suggest that you can't have people making --
17 telling them to vote on a provisional ballot and then they
18 do all the things that provide -- the procedures are all
19 in place for provisional ballots and then you just throw
20 the ballot out. I think there might be some question
21 about, by my fear is that we're going to tell people you
22 can vote with a provisional ballot and they can just
23 arbitrarily be discounted and thrown out. That's the
24 question. Are we going to allow the provisional ballots
25 to not be considered? If that's the case, we have written

JA_002269

TX_00212777

USA_00017151

House Floor Debate - Volume 1

March 23, 2011

68

1 in the bill that we would, in fact, deny people the right
2 to vote. That's what I'm concerned about.

3 SPEAKER: And my concerns are that we are
4 going to accept provisional ballots that otherwise would
5 not be accepted under current law just because they have
6 shown up and followed the procedures that you have in this
7 legislation.

8 MS. DAVIS: I'll get clarification, but
9 reality is it sounds as though -- if a person uses a
10 provisional ballot, it sounds as though the language is
11 saying that they might -- that you're not going to
12 guarantee that the ballot is acceptable.

13 And so, people that -- it would have the
14 effect of saying people wouldn't have voted, they would
15 deny their right to vote. So, I'm just trying to make
16 sure that we're not doing that so that we don't have all
17 the provisional ballots being put aside saying they are
18 not acceptable because -- you have it because you have to
19 be able to have an alternative way to legitimate the
20 voter; isn't that correct?

21 MR. MADDEN: The provisional requirements
22 are there. Specifically we know that people make mistakes
23 on the list, that people don't have all of them on the
24 list that are supposed to be, and they may show up. So,
25 there's a reason to check on that.

JA_002270

TX_00212778

USA_00017152

House Floor Debate - Volume 1

March 23, 2011

69

1 As I said, my concern is that your language
2 basically just says that if they follow a certain
3 procedure they will be automatically accepted, and that's
4 not the current criteria of the law.

5 MS. DAVIS: Well, my concern is we are
6 writing in that your ballot might not be. And so, it has
7 the effect of denying one a right to vote. I'm happy to
8 go back and change it to tighten it up. Not trying to
9 change the method or the process, just trying to make sure
10 that we don't inadvertently tell people that the
11 provisional ballot could be denying your right to vote by
12 voting with a provisional ballot. I'll withdraw it and
13 see if I can tighten it up. That's where I'm trying to go
14 with it. Thanks, Jerry.

15 SPEAKER: The amendment is temporarily
16 withdrawn. Following amendment. The clerk will read the
17 amendment.

18 CLERK: Amendment by Bonnen.

19 SPEAKER: Chair recognizes Mr. Bonnen.

20 MR. BONNEN: Mr. Speaker, members, this
21 amendment removes the requirement that anyone over 70 does
22 not have to show an ID. It is acceptable to the author.

23 SPEAKER: Mr. Veasey, for what purpose?

24 MR. VEASEY: Will the gentleman yield for a
25 question?

JA_002271

TX_00212779

USA_00017153

House Floor Debate - Volume 1

March 23, 2011

70

1 MR. BONNEN: I would be honored.

2 MR. VEASEY: Mr. Bonnen, why would you want
3 to remove the exemption? I think it was put in there for
4 a reason that I'm sure the author can explain, but why
5 would you want to remove the exemption? I don't
6 understand.

7 MR. BONNEN: Why I want to remove it? A
8 great example would be my mother and father. My father's
9 about 75 years old, give or take a few years, and he -- he
10 is handicapped. He has a handicap exemption. My mother
11 doesn't like it being admitted here publicly, but she's a
12 slight bit older, give or take a few years, than my
13 father. She has no problem, no issue voting with and
14 identification. There is no problem for her to do it.
15 So, there's no need to set a line of age that says beyond
16 that age you don't need an ID to go cast a ballot.

17 We have other provisions in this bill that
18 provide exemptions to individuals that may be in their
19 later years, through indigent, through handicap or
20 disability that could allow them to be precluded from
21 using an ID.

22 MR. VEASEY: Now, my grandmother votes by
23 mail. She's 98 years old. She votes by mail, but she
24 hasn't driven in at least 15 years.

25 MR. BONNEN: This doesn't cover vote by

JA_002272

TX_00212780

USA_00017154

House Floor Debate - Volume 1

March 23, 2011

71

1 mail.

2 MR. VEASEY: I know it doesn't cover vote
3 by mail, but my question is let's say her vote by mail
4 gets lost in the -- her application -- her ballot actually
5 gets lost in the trash, and I'll take her up to the
6 Comeaux Elementary School to go and vote.

7 How would she vote with an expired --

8 MR. BONNEN: She's disabled, though, is
9 that not correct?

10 MR. VEASEY: No, she's not disabled.

11 MR. BONNEN: Oh, she's not?

12 MR. VEASEY: How would she vote?

13 MR. BONNEN: She could vote a provisional
14 ballot.

15 MR. VEASEY: Would she vote a provisional
16 ballot that would count, or she would vote a provisional
17 ballot that she would actually have to bring an ID back
18 up -- would I have to take her back down to downtown Fort
19 Worth? Her vote would actually count?

20 MR. BONNEN: It should count, yes. My
21 understanding is it would.

22 MR. VEASEY: Because I thought under
23 Patricia's bill that if you cast a provisional ballot you
24 cannot vote unless you bring your ID back six days later.

25 MR. BONNEN: Her ballot should be able to

JA_002273

TX_00212781

USA_00017155

House Floor Debate - Volume 1

March 23, 2011

72

1 count, though. Her ballot should be allowed to count.

2 MR. VEASEY: What if she doesn't take her
3 ID back up to the Tarrant County Courthouse?

4 MR. BONNEN: She would have to get an ID,
5 yes.

6 MR. VEASEY: She wouldn't be able to get
7 one in six days. That's my point.

8 MR. BONNEN: Well, that's what's good about
9 us passing this law now. She'll have plenty of notice.

10 MR. VEASEY: Yeah, but there are a lot
11 of -- I mean, we can -- we can make sure that my
12 grandmother go and get an ID, but not everybody can. I
13 just think that seems to be a little insensitive to a
14 pretty large group of folks that --

15 MR. BONNEN: Other states that passed the
16 photo ID law don't have any age requirement or restriction
17 on showing an ID. Georgia does not. Indiana does not,
18 Florida does not.

19 MR. VEASEY: Thank you.

20 MR. BONNEN: Thank you.

21 SPEAKER: Members, we have two amendments
22 to the amendment being drafted. Following amendment to
23 the amendment. Clerk will read the amendment.

24 CLERK: Amendment to the amendment by
25 Eiland.

JA_002274

TX_00212782

USA_00017156

House Floor Debate - Volume 1

March 23, 2011

73

1 SPEAKER: Chair recognizes Representative
2 Eiland.

3 MR. EILAND: Speaker, members, sorry for
4 the delay. Mr. Bonnen's amendment had gone on and cut my
5 amendment off.

6 What my amendment does is it takes the age
7 from 70 down to 65. It uses the language that the
8 Secretary of State will adopt, the rules consistent with
9 the definition of elderly in the Government Code and in
10 the Penal Code. The Penal Code defines crimes elderly
11 persons age 65, and the Government Code also defines
12 elderly as age 65.

13 So, to be consistent between the Election
14 Code, the Government Code, and the Penal Code, I simply
15 say keep them consistent and that would be age 65.

16 SPEAKER: Mr. Eiland sends up an amendment.
17 Chair recognizes Mr. Bonnen in opposition.

18 MR. BONNEN: Mr. Speaker, members, with all
19 respect to Mr. Eiland, what his amendment to my amendment
20 does -- and he had to do an amendment to the amendment
21 because he later had an amendment to change the age from
22 70 to 65. If my amendment which is acceptable to the
23 author goes on, it would have cut off the opportunity for
24 him to have offered that. But the issue is I believe we
25 should not be creating a special class and lowering the

JA_002275

TX_00212783

USA_00017157

House Floor Debate - Volume 1

March 23, 2011

74

1 age to 65 or having any age.

2 So, I respectfully ask that you work with
3 me in tabling the amendment to the amendment.

4 SPEAKER: Chair recognizes Representative
5 Eiland to close.

6 MR. EILAND: Members, I believe that we're
7 going to require photo IDs for our voters. We know and
8 recognize that many of our elderly people may not have
9 photo IDs readily available to them or they may be out of
10 date, they don't have driver's license, those type of
11 things. So, we just simply grandfather them. And in
12 order to grandfather them, the Senate put age 70 and I
13 think we ought to be age 65 and I think it ought to be
14 consistent with our definition of elderly between the
15 Government Code, the Election Code, and the Penal Code.

16 So, for that reason vote no on the motion
17 to table. Protect our seniors and our elderly and let
18 them vote as they have been.

19 SPEAKER: Ms. Alvarado, for what purpose?

20 MS. ALVARADO: Mr. Speaker, would the
21 gentleman yield?

22 MR. BONNEN: Yes, I yield.

23 MS. ALVARADO: Elderly is already defined
24 in several statutes in Texas. The Health and Human
25 Services Code defines it at 65. Another section of the

JA_002276

TX_00212784

USA_00017158

House Floor Debate - Volume 1

March 23, 2011

75

1 Health and Human Services Code defines it at 60. The
2 Utility Code defines it at 60. The Government Code
3 defines it at 65. The Penal Code defines it as 65.

4 Why would we define elderly at 70?

5 MR. EILAND: I don't know. And so, that's
6 why I chose the Government Code and the Penal Code so that
7 it would be consistent amongst those at age 65.

8 MS. ALVARADO: Well, making 70 the
9 definition of elderly for voting purposes makes the voting
10 requirements more stringent than the Penal Code and those
11 receiving benefits from Health and Human Services?

12 MR. EILAND: Yes. It would make -- it
13 would give the elderly, depending upon how the government
14 defines it, at three different ages: 60, 65, or 70.

15 MS. ALVARADO: So, do you believe that the
16 current version of the bill does enough to protect senior
17 citizens' rights to vote?

18 MR. EILAND: No.

19 MS. ALVARADO: So, your amendment to the
20 amendment would lower the age to 65?

21 MR. EILAND: Yes.

22 MS. ALVARADO: Okay. Are there other areas
23 of the Texas law that defines elderly at 65?

24 MR. EILAND: As I mentioned, I know that
25 the Penal Code for crimes against the elderly it's at 65,

JA_002277

TX_00212785

USA_00017159

House Floor Debate - Volume 1

March 23, 2011

76

1 and in the Government Code it's age 65.

2 MS. ALVARADO: So, why aren't we being
3 consistent with what's already in law?

4 MR. EILAND: The reason I was told, they
5 were staying with the Senate language of 70 and no other
6 logical reason.

7 MS. ALVARADO: Thank you.

8 SPEAKER: Ms. Harless, for what purpose?

9 MS. HARLESS: Will the speaker -- will the
10 member yield?

11 MR. EILAND: Yes.

12 MS. HARLESS: Representative Eiland, I
13 wanted to kind of confirm. You understand that if you're
14 65 or older you right now have the ability to vote ballot
15 by mail?

16 MR. EILAND: Yes.

17 MS. HARLESS: So, we're not necessarily
18 doing anything -- they can already vote ballot by mail,
19 which is typically in my district what most of the seniors
20 do.

21 MR. EILAND: But many of them still show up
22 and vote in person at the polls.

23 MS. HARLESS: Thank you.

24 MR. EILAND: Please vote no on the motion
25 to table.

JA_002278

TX_00212786

USA_00017160

House Floor Debate - Volume 1

March 23, 2011

77

1 SPEAKER: Representative Eiland sends up an
2 amendment. Representative -- Representative Bonnen moves
3 to table. This is on the motion to table. Clerk will
4 ring the bell as a record vote. Show Mr. Bonnen voting
5 aye, show Ms. Harless voting aye, show Mr. Eiland voting
6 no. Mr. Solomon is voting aye. Show Mr. Geren voting
7 aye. Have all voted?

8 There being 99 ayes and 50 nays. Motion to
9 table prevails. The following amendment. Clerk, read the
10 amendment.

11 CLERK: Mr. Veasey, for what purpose?

12 MR. VEASEY: Parliamentary inquiry, please.

13 SPEAKER: State your inquiry.

14 MR. VEASEY: Is it your understanding that
15 after this bill passes that it has to be approved by the
16 Justice Department to make sure that it complies with the
17 1965 Voting Rights Act?

18 SPEAKER: Mr. Veasey, the chair is not
19 advised. We've had discussion of that, but the chair is
20 not advised.

21 MR. VEASEY: Mr. Speaker, earlier
22 (inaudible) Chen Button from Dallas came up and said that
23 her constituents that are protected under the Voting
24 Rights Act was actually for a bill that required photo ID.
25 And the reason why I was asking you and made that

JA_002279

TX_00212787

USA_00017161

House Floor Debate - Volume 1

March 23, 2011

78

1 parliamentary inquiry is because I believe that the Voting
2 Rights Act or the people at the Justice Department will
3 actually make the determination of who is covered under
4 the Voting Rights Act and who's not.

5 And so, because that may be part of the
6 record, I wanted to make sure we clarify that it was your
7 understanding that this was going to be sent to the
8 Justice Department for review since we are a Section 5
9 state. Thank you.

10 SPEAKER: Thank you, Mr. Veasey. The
11 following amendment. Clerk, read the amendment.

12 CLERK: Amendment to the amendment by
13 Alonso.

14 SPEAKER: Chair recognizes Mr. Alonso.

15 MR. ALONSO: Thank you, Mr. Speaker,
16 members.

17 Mr. Speaker and members, this is a 65 age
18 requirement similar to Representative Eiland except in a
19 slight different manner to try to make it consistent. But
20 the point I'm bringing this amendment is the research
21 shows that one in five women do not renew their driver's
22 license, and in this case we're asking for a photo ID.

23 You know, I was visiting with one of the
24 members a few minutes ago and there comes a time when we
25 get to the age of 65 and why we make laws for people that

JA_002280

TX_00212788

USA_00017162

House Floor Debate - Volume 1

March 23, 2011

79

1 are 65. At some point we made a law to have Social
2 Security at 65. At some point we made a law to have
3 certain protections of the elderly at 65. At some point
4 we made a law to make sure they have certain services at
5 65.

6 What we're saying with this amendment --
7 and I think at some point the committee stuck with 70 with
8 the idea that we have to pay a certain respect, a certain
9 respect to part of our constituency, part of our state
10 that has to have that special protection.

11 I ask you members because of the certain
12 respect that we provide for our elderly citizens that you
13 ask -- that you approve this amendment that they be
14 exempted at 65.

15 SPEAKER: Chair recognizes Representative
16 Bonnen.

17 MR. BONNEN: Thank you, members. Same
18 song, second verse. I would ask that you vote with me on
19 the motion to table.

20 SPEAKER: Chair recognizes Representative
21 Alonso to close.

22 MR. ALONSO: Members, I understand that
23 Representative Bonnen might say same verse, same song.
24 Elderly people are not same song, same verse. Elderly
25 people have to be respected. The reason we bring this

JA_002281

TX_00212789

USA_00017163

House Floor Debate - Volume 1

March 23, 2011

80

1 amendment forward, at some point in committee they said
2 70. After discussing and deliberating, they accepted it.
3 This is not same song, same verse, members. If you vote
4 no on a motion to table, you're saying no to same song,
5 same verse. Please vote no on the motion to table.

6 SPEAKER: Mr. Alonso sends up an amendment.
7 Representative Bonnen moves to table. This is on the
8 motion to table. It's a record vote. Clerk, ring the
9 bell. Show Mr. Bonnen voting aye, show Ms. Harless voting
10 aye, show Mr. Acock voting aye. Have all voted? Have all
11 voted? 98 ayes and 50 nays. Motion to table prevails.

12 Mr. Bonnen sends up an amendment. The
13 amendment is acceptable to the author. Is there any
14 objection? Amendment -- Representative Veasey wishes to
15 speak against the amendment. The chair recognizes
16 Representative Veasey.

17 MR. VEASEY: Members, I want to speak
18 against the amendment because obviously the prior two
19 amendments that were sent up were trying to protect old
20 people, to preserve their right for it to be easy for them
21 to vote, and I think that that's all we're asking is just
22 for a little flexibility on this. We're getting
23 absolutely none at all, and I think that's unfortunate
24 because when the bill was laid out I was under the
25 impression that there wouldn't be different amendments

JA_002282

TX_00212790

USA_00017164

House Floor Debate - Volume 1

March 23, 2011

81

1 added that would make the bill even more adverse than it
2 already is and I think we're setting up a bad precedent by
3 voting for this.

4 SPEAKER: Mr. Burnam, for what purpose?

5 MR. BURNAM: Speaker, will the gentleman
6 yield?

7 SPEAKER: Mr. Veasey, do you yield?

8 MR. VEASEY: Yes.

9 MR. BURNAM: Mr. Veasey, I'm one of those
10 old people that you're talking about. I'm 75 and I've got
11 lots of friends who are 75 and they want to go to the
12 polls and vote just like everybody else and there are
13 provisions in the bill for the disabled. If you can't get
14 to the polls, there are provisions to vote. I thought it
15 was ridiculous, really, to set a limit at 70. You know, I
16 don't need any protections and all my friends don't need
17 any protection. I think Mr. Bonnen's got a great
18 amendment.

19 MR. VEASEY: I think everybody's
20 circumstances are different. I think that's what makes
21 the legislative perspective unique. Some people may live
22 in a rural area and it may take a long time for them to
23 reach certain areas to go vote. Some people, you know,
24 may have been born during a time where they don't have
25 access to certain documents to obtain driver's licenses

JA_002283

TX_00212791

USA_00017165

House Floor Debate - Volume 1

March 23, 2011

82

1 and things of nature. You know, everybody has a different
2 story, a different perspective. Our state has not always
3 been as urban as it is now, and it's not always been as
4 integrated as it is now.

5 MR. BERMAN: Well, you're absolutely right
6 but Ms. Harless has many, many points in the bill that
7 will take care of everyone and any age group and we don't
8 want to discriminate on age. You're discriminating
9 against me. I want to go to the polls and vote. I don't
10 need to be exempt.

11 MR. VEASEY: That's different, Leo. You
12 may not have been affected in the same way like my
13 grandmother, like constituents that are African-American.
14 They may have not -- the laws that were passed back then,
15 they have not had the same adverse impact on you as a
16 white male as they did on other people, and that's what
17 this is about today.

18 MR. BERMAN: That's true, but there are
19 provisions in the bill that take care of that, though.

20 SPEAKER: Mr. Alonso, for what purpose?

21 MR. ALONSO: Would the gentleman yield?

22 SPEAKER: Mr. Veasey, do you yield?

23 MR. ALONSO: Mr. Veasey, one of the reasons
24 Mr. Eiland and myself brought this amendment is to pay
25 particular attention to part of our -- our state, which

JA_002284

TX_00212792

USA_00017166

House Floor Debate - Volume 1

March 23, 2011

83

1 are those that are 65 and older. You pointed out -- and
2 it might seem easy to some people, well, anybody can vote,
3 right? Is that part of the argument, nobody should be set
4 aside, especially on this law; is that right?

5 MR. VEASEY: That is exactly right. And I
6 think that is the point that everybody is missing. If you
7 were born in 1941, which is what this bill covers, when
8 you were born you were born into a time when it was legal
9 to discriminate against African-Americans and Hispanics,
10 particularly here in this state, and you were routinely
11 denied the right to vote if you were born during that time
12 period and if you lived during that time period, and those
13 are the people that we are trying to protect by making
14 these amendments better.

15 I do not want my grandmother who is 98
16 years old who was born during a time of rampant
17 discrimination, I do not want the people that know her at
18 the schoolhouse, at Comeaux Elementary School when she
19 goes to vote in Fort Worth, the people that know her --
20 that have known her for -- those folks are now in their
21 60s and pushing 70 years old and my grandmother used to
22 babysit them and watch them and they know who she is and
23 my grandmother does not have a current driver's license.
24 Luckily she usually votes by mail, but if it were an
25 emergency and I needed to take her up to the school to

JA_002285

TX_00212793

USA_00017167

House Floor Debate - Volume 1

March 23, 2011

84

1 vote, I would not want them to deny her the right to cast
2 a ballot, particularly people who have known her and know
3 that she is not committing voter fraud. I do not want
4 them to have the right to say, no, she cannot vote. That
5 is absolutely un-American and ridiculous and
6 discriminatory.

7 MR. ALONSO: Talking about that, isn't it
8 true the reason we set up the Voting Rights Act in the
9 United States was because -- what part of United States
10 needed to be reminded and have another hammer to make sure
11 people were allowed to vote? What part of the United
12 States?

13 MR. VEASEY: The south, and Texas.

14 MR. ALONSO: Now, we can argue for ages and
15 time that it doesn't happen, but isn't it true after we
16 did redistrict 2003 the Supreme Court said that there was
17 discrimination here in Texas.

18 MR. VEASEY: Say that again. I'm sorry.

19 MR. ALONSO: That there was discrimination
20 here in Texas after the Supreme Court ruled on --

21 MR. VEASEY: Absolutely, rampant.

22 MR. ALONSO: And the reason we want to do
23 this amendment -- the reason we're for this amendment and
24 we're going to vote no on the Bonnen amendment is because
25 the elderly should be protected. The elderly -- as

JA_002286

TX_00212794

USA_00017168

House Floor Debate - Volume 1

March 23, 2011

85

1 pointed out, there's more of a chance that they are not
2 going to renew their driver's license; is that right?

3 MR. VEASEY: Absolutely. If you don't have
4 to drive, if you're on a fixed income, why would you go
5 and spend money to get your driver's license renewed? It
6 may not be a problem in some areas, but it surely would be
7 a problem in many rural and urban areas where people just
8 don't have the same access to resources or the same access
9 to cash as others do, particularly for those who are sick
10 and shut-in.

11 SPEAKER: Representative (inaudible) raised
12 a point of order the gentleman's time has expired. The
13 point of order is well-taken and sustained. The amendment
14 is acceptable to the author. Is there objection?
15 Mr. Castro objects and calls for a record vote. Excuse
16 me.

17 Back up, members. Mr. Bonnen gets to
18 close. The chair recognizes Mr. Bonnen.

19 MR. BONNEN: Mr. Speaker, members, I want
20 to correct a couple things. First and foremost with all
21 respect to Mr. Veasey, his grandmother would not be denied
22 the right to vote. His grandmother would have the
23 opportunity to cast her ballot, and within six days she
24 would need to return with a photo ID.

25 What I would hope would happen is that when

JA_002287

TX_00212795

USA_00017169

House Floor Debate - Volume 1

March 23, 2011

86

1 this law passes --

2 SPEAKER: Mr. (inaudible), for what
3 purpose?

4 SPEAKER: To ask a question, but I can wait
5 until he finishes.

6 MR. BONNEN: If you would for a moment.

7 Hopefully we would go down and -- and I don't think his
8 grandmother needs a free ID from DPS, which this bill
9 allows for. Hopefully she wouldn't need the indigent
10 exemption, which this bill allows for, and hopefully she
11 wouldn't need the disability exemption, which this bill
12 allows for. But he would have the opportunity to take her
13 to a proper location, get her an ID before that election,
14 take her into that place, and have her cast her vote. If
15 that for some reason did not occur, she can still cast
16 that vote and she will have the opportunity to return with
17 proper ID and have her ballot count in that election.

JA 002288

TX_00212796

USA 00017170

House Floor Debate - Volume 1

March 23, 2011

87

1 argument and even suggest that are we going to the point
2 to say that maybe they shouldn't be capable and able and
3 allowed to serve the constituents of their district on
4 this House floor because they are now beyond this age of
5 70? I disagree.

6 I think that we need to do what's
7 appropriate, what's right. We need to treat all our
8 residents respectfully. We need to admire what they've
9 earned and accomplished in life, and there are exemptions
10 within this bill that deal with the factors of people not
11 having the income, not having the ability physically to
12 cast their ballot. I would be proud to yield for
13 questions.

14 SPEAKER: Mr. (inaudible), Mr. Bonnen
15 yields.

16 UNIDENTIFIED REPRESENTATIVE: Representative
17 e Bonnen, I appreciate your point about not wanting to
18 discriminate on the basis of age. And I know you're
19 looking at me because I sound like a frog. I don't know
20 what happened either to my voice.

21 Would you agree, though, that we also
22 distinguish between voters above and below the age of 65
23 in our voting laws because we allow anyone over 65 with no
24 excuses, no need to swear that they are disabled or sick
25 or traveling to cast an absentee ballot by mail just

JA_002289

TX_00212797

USA_00017171

House Floor Debate - Volume 1

March 23, 2011

88

1 because they are 65 or older?

2 MR. BONNEN: I would agree that all of us
3 greatly want every person to have the opportunity to cast
4 their ballot. Because of that desire that we want
5 everyone to cast that ballot, we have become very free and
6 open in allowing anyone over the age of 65 to use the
7 mail-in ballot opportunity. I would agree with you
8 completely because of our great willingness that falls in
9 line with this bill before us today to have as many Texans
10 feel the opportunity to come vote an appropriate ballot.

11 UNIDENTIFIED REPRESENTATIVE: And when they
12 vote that absentee ballot by mail, how do we verify who
13 they are?

14 MR. BONNEN: By their signature.

15 UNIDENTIFIED REPRESENTATIVE: So, we don't
16 check for photo ID. We compare the signature on the
17 outside of the envelope that contains their ballot to the
18 signature on file from their voter registration card; is
19 that correct?

20 MR. BONNEN: That's absolutely correct, and
21 it is the comparison of their application for their voter
22 registration and the signature on the sealed envelope
23 across the seal ensuring there are the same person that
24 they say they are. And that is another example of a
25 tremendous opportunity that all Texans have the right and

JA_002290

TX_00212798

USA_00017172

House Floor Debate - Volume 1

March 23, 2011

89

1 opportunity to use to make sure that their ballot is cast
2 and is counted.

3 UNIDENTIFIED REPRESENTATIVE: I guess what
4 I would say is that's why -- that's why I'm going to vote
5 against your amendment, respectfully, because I think we
6 ought to be -- I think we ought to trust that signature
7 match. I think it is as reliable as a fairly unreliable
8 system of photo ID, and I think it is important in
9 striking the balance between securing each vote but also
10 securing access to the franchise. And I appreciate where
11 you're coming from with this in terms of the elimination
12 of discrimination, but I think we also have to balance
13 that against access to the franchise.

14 MR. BONNEN: Your comments on the voting
15 ballot is another tool and opportunity to ensure that no
16 one is disenfranchised in the ability to cast a vote in
17 the great State of Texas.

18 With that, I guess they want to have a
19 record vote.

20 SPEAKER: Mr. Bonnen sends up the
21 amendment. The amendment is acceptable to the author.
22 Mr. Castro objects. A record vote is requested. A record
23 vote is granted. The clerk will ring the bell. The
24 question is on the Bonnen amendment. Show Mr. Bonnen
25 voting aye. Show Mr. Miles voting no. Show Ms. Kolkhorst

JA_002291

TX_00212799

USA_00017173

House Floor Debate - Volume 1

March 23, 2011

90

1 voting aye. Have all members voted?

2 There being 97 ayes, 50 nays, the amendment
3 is adopted.

4 Mr. Veasey, for what purpose?

5 MR. VEASEY: Parliamentary inquiry.

6 SPEAKER: State your inquiry.

7 MR. VEASEY: Mr. Speaker, I don't think
8 that my 98-year-old grandmother needs to have -- show an
9 ID to Dorothy DeBowes and Nancy Murphy over in Comeaux so
10 she can vote just in case she can't -- with her expired ID
11 because Dorothy has known her since she was a little girl.

12 So, therefore I respectfully request that
13 the back and forth that went between myself and
14 Representative Burnam and Representative Alonso be placed
15 in writing and put in the journal. Thank you.

16 SPEAKER: Is there any objection? There is
17 none? So ordered. The following amendment. The clerk
18 will read the amendment. Excuse me. Mr. Miles? The
19 chair recognizes Mr. Miles for an introduction.

20 MR. MILES: Thank you, Mr. speaker,
21 members. I'm very pleased to request the recognition from
22 the House. I would like to introduce to you our
23 Congressman from the 9th Congressional District, Mr. Al
24 Green from the 9th Congressional District in Harris
25 County and Fort Bend. Al, would you raise your hand?

JA_002292

TX_00212800

USA_00017174

House Floor Debate - Volume 1

March 23, 2011

91

1 Thank you for being in the House with us today.

2 SPEAKER: The following amendment. The
3 clerk will read the amendment.

4 CLERK: Amendment by Davis of Dallas.

5 SPEAKER: The chair recognizes Ms. Davis.

6 MS. DAVIS: Mr. Speaker, members, this is
7 the amendment I brought earlier and we were trying to
8 clarify some language. We're not trying to change the
9 procedures. I was just trying to suggest that once they
10 followed the procedures and been determined they are an
11 eligible voter then the provisional ballot would be
12 counted, and I think with the language clarification it's
13 acceptable to the author.

14 SPEAKER: The amendment is acceptable to
15 the author. Is there any objection? The chair hears
16 none. The amendment is adopted. The following amendment.
17 The clerk will read the amendment. Mr. Veasey?
18 Mr. Veasey?

19 CLERK: Amendment by Veasey.

20 SPEAKER: The chair recognizes Mr. Veasey.

21 MR. VEASEY: Thank you. Under the current
22 bill, voters are able to sign a bypass affidavit affirming
23 under penalty of perjury -- affirming that they are in
24 fact indigent or have a religious objection to being
25 photographed.

JA_002293

TX_00212801

USA_00017175

House Floor Debate - Volume 1

March 23, 2011

92

1 The affidavit is -- the affidavit is
2 legally (inaudible) and wildly used in the legal arena.
3 Our courts use them, our police officers use them, and we
4 already accept them in our election process.

5 This amendment simply allows a registered
6 voter to sign a sworn affidavit swearing under the penalty
7 of perjury that you are, in fact, who you say you are.
8 This by no means is a loophole or a bypass. These are
9 registered voters who for a number of reasons may not have
10 a photo ID like you just talked about a second ago.

11 Signing this affidavit ensures that the
12 person choosing to sign the form understands that they are
13 not only subject to perjury but they are also subject to
14 fraud in the form of voter impersonation. Under the bill,
15 the penalty of voter impersonation is second degree
16 felony, and we'll have an amendment making it a felony in
17 the first. This is a huge risk just to pass one vote. I
18 don't think many people would do that. I don't know about
19 you, but I care as much about the election process as
20 anyone, and I'm not willing to risk a second degree felony
21 in order to cast a fraudulent ballot.

22 SPEAKER: Mr. Raymond, for what purpose?

23 MR. RAYMOND: How is this not a loophole?

24 MR. VEASEY: Excuse me?

25 MR. RAYMOND: Tell me again what your

JA_002294

TX_00212802

USA_00017176

House Floor Debate - Volume 1

March 23, 2011

93

1 amendment does.

2 MR. VEASEY: This is the bypass affidavit.
3 It just says that if you come to vote and you do not have
4 the proper identification, the very slim and narrow piece
5 of proper identification that this bill calls for that you
6 can actually go in there, sign an affidavit and say that,
7 "Yes, I am Richard Raymond and I attest under oath that I
8 am Richard Raymond."

9 MR. RAYMOND: Is this a loophole? Could
10 people criticize this as being a loophole?

11 MR. VEASEY: I think that -- personally
12 think that, Mr. Raymond, because Indiana and Georgia may
13 have not discriminated against enough people as the
14 Republican National Committee would have liked. And so,
15 they want to create even a (inaudible) bill here, and that
16 is why I think that they probably will not accept this
17 amendment.

18 MR. RAYMOND: Thank you.

19 MR. VEASEY: Mr. Speaker, the second degree
20 felony comes with a sentence of two to 20 years in prison
21 and a fine up to \$10,000. I don't think anyone would risk
22 going to jail -- what this amendment does -- let me walk
23 you through how discrimination used to happen before the
24 Voting Rights Act.

25 Someone in the south or in Texas,

JA_002295

TX_00212803

USA_00017177

House Floor Debate - Volume 1

March 23, 2011

94

1 particularly an African-American, would go to cast a
2 ballot. When they would go to cast a ballot, a very nice,
3 gentile southern woman or man sitting on the other side of
4 the aisle that was the voting clerk, sitting on the other
5 side of the desk would ask and say, "Do you have your
6 voting card with you? Have you paid your poll tax? How
7 many bubbles in a bar of soap? Who was the better
8 president, Abraham Lincoln or George Washington?" Asking
9 a series of questions so they could discriminate and then
10 deny suffrage to the person on the other end of the table.

11 Under this current bill, the way it is
12 written right now, the same thing is going to happen 40
13 years later. Maybe the person on the other side of the
14 desk may be similar to the person 40 years ago and older,
15 but maybe not, and they will ask the person a series of
16 questions about IDs. If they do not have a very narrow --
17 when I say "narrow," I mean there are only a handful of
18 ways that you can vote under this bill, like maybe four or
19 five.

20 SPEAKER: Mr. Castro, for what purpose?

21 MR. CASTRO: Will the gentleman yield for a
22 question?

23 SPEAKER: Mr. Veasey, will you yield?

24 MR. VEASEY: Yes.

25 SPEAKER: Representative Veasey, so you're

JA_002296

TX_00212804

USA_00017178

House Floor Debate - Volume 1

March 23, 2011

95

1 trying to beef up the notice requirement to Texas
2 residents about these huge changes in our voting laws; is
3 that correct?

4 MR. VEASEY: Exactly.

5 MR. CASTRO: And is there going to be any
6 extra cost to the state because of the amendment that
7 you're trying to add onto the bill?

8 MR. VEASEY: No.

9 MR. CASTRO: Thank you.

10 SPEAKER: Ms. Harless, do you wish to speak
11 again? Chair recognizes Ms. Harless to speak against the
12 amendment.

13 MS. HARLESS: Members, this amendment
14 actually in my opinion removes the photo ID provision by
15 allowing just a person to promise they are who they say
16 they are. I would appreciate if you would consider
17 tabling this amendment.

18 UNIDENTIFIED REPRESENTATIVE: Mr.
19 Speaker --

20 SPEAKER: For what purpose?

21 UNIDENTIFIED REPRESENTATIVE: Will the
22 gentle lady yield for a question?

23 SPEAKER: Ms. Harless, will you yield?
24 Ms. Harless will yield.

25 UNIDENTIFIED REPRESENTATIVE: Actually, I'm

JA_002297

TX_00212805

USA_00017179

House Floor Debate - Volume 1

March 23, 2011

96

1 going to yield to Representative Veasey.

2 SPEAKER: Representative Veasey, for what
3 purpose?

4 MR. VEASEY: Will the gentle lady yield,
5 please?

6 SPEAKER: Do you yield, Ms. Harless?

7 MS. HARLESS: Yes.

8 MR. VEASEY: Ms. Harless, why on earth
9 would anyone go into a polling place and lie and say that
10 they are not who they are and sign a form that could put
11 them in jail with a second degree felony just to cast one
12 ballot? Help me understand the process here. Help me
13 understand why that would be.

14 MS. HARLESS: We heard testimony in
15 committee of many people suggesting that that occurred,
16 and --

17 MR. VEASEY: Suggesting that occurred and
18 producing evidence that that occurred are two different
19 things.

20 MS. HARLESS: And I understand that and I
21 appreciate that and I appreciate the vein that you're
22 offering this, but the whole purpose of having a photo ID
23 is so that when you go to the polls you are showing proof
24 of who you are. We've laid out the criteria, and this
25 guts the bill, basically, because at that point you can

JA_002298

TX_00212806

USA_00017180

House Floor Debate - Volume 1

March 23, 2011

97

1 just sign an affidavit and say you're who you're saying
2 you are without proving that you are that person.

3 MR. VEASEY: I don't think trying to make
4 sure that no one is denied the right to vote is gutting a
5 bill. I think it's actually a good step, but --

6 MS. HARLESS: Through this whole process
7 I've said that there are some things that we are not just
8 going to agree on. This is one of them.

9 MR. VEASEY: This is one of the things that
10 we're not going to agree on, but I want to make the point
11 for the record here because obviously with us being a
12 Section 5 state people are watching and we want to make
13 sure that we do everything that we can to make sure that
14 everyone can cast their suffrage.

15 Help me understand. If someone -- help me
16 understand why this is not okay because basically what you
17 just talked about earlier, one of the things that you
18 mentioned was we heard stories about voter fraud and voter
19 impersonation. We heard stories, but there was never
20 any proof.

21 Why should we pass such a stringent bill
22 and stringent law based on rumor and innuendo? Basically
23 rumor and innuendo that has sort of circled around voting
24 and African-Americans since after -- since reconstruction,
25 the same sort of -- sort of silly rumors that are based on

JA_002299

TX_00212807

USA_00017181

House Floor Debate - Volume 1

March 23, 2011

98

1 innuendo and things that people hear in other communities
2 without even going into an African-American community or a
3 Latino community and actually seeing what is going on,
4 just plain rumors.

5 MS. HARLESS: Are you ready for an answer?

6 MR. VEASEY: Absolutely.

7 MS. HARLESS: SB14 is similar to the
8 case -- the legislation that was passed in Indiana that
9 was upheld by the U.S. Constitution. It is similar to the
10 bill that was filed in Georgia that was approved by the
11 Department of Justice.

12 SPEAKER: Members, would you confine your
13 comments to the amendment and the opposition to the
14 amendment?

15 MS. HARLESS: This amendment takes out the
16 showing the photo ID provision, and I -- I would request
17 that everybody vote to table this.

18 MR. VEASEY: The point of your amendment or
19 the point of your bill is to make sure that no one casts a
20 fraudulent ballot. The point of your bill is to make sure
21 no one commits voter impersonation.

22 Now, if someone for whatever reason does
23 not have a very narrow list of identification that you
24 have required on this bill, I just want to make sure that
25 they have the right to vote. And currently, under your

JA_002300

TX_00212808

USA_00017182

House Floor Debate - Volume 1

March 23, 2011

99

1 bill, they would not. They would just have to go home.
2 They will have been discriminated against. They will not
3 have had the right to vote.

4 SPEAKER: Mr. Veasey, would you confine
5 your comments to questions, please? You can use the front
6 mic when it's your turn.

7 MR. VEASEY: I'm asking a question. So, my
8 point is you -- is why would you not want to accept this
9 amendment so everyone can vote until proven that they were
10 guilty by committing voter fraud or voter impersonation?

11 MS. HARLESS: This amendment changes the
12 intention of the bill, which the intention of the bill is
13 that we restore integrity in elections by people showing
14 they are who they say they are when they show up to vote.

15 MR. VEASEY: Thank you, Ms. Harless.

16 SPEAKER: Mr. Veasey, do you intend to
17 close? Do you wish to close? Mr. Veasey sends up an
18 amendment. Ms. Harless moves to table. The motion -- the
19 vote is on the motion to table. A record vote requested.
20 A record vote is granted. The clerk will ring the bell.
21 This is on the motion to table. Show Ms. Harless voting
22 aye. Show Mr. Strama voting no. Have all members voted?

23 There being 99 ayes and 48 nays, the motion
24 to table prevails. The following amendment. The clerk
25 will read the amendment.

JA_002301

TX_00212809

USA_00017183

House Floor Debate - Volume 1

March 23, 2011

100

1

(End of Volume 1)

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

JA_002302

TX_00212810

USA_00017184

House Floor Debate - Volume 1

March 23, 2011

101

1 REPORTER'S CERTIFICATE

2 HOUSE FLOOR DEBATE

3 March 23, 2011

4

5 I, Shauna Foreman, Certified Shorthand Reporter
6 in and for the State of Texas, hereby certify to the
7 following:

8 That the above transcript of the meeting is a
9 true record of the testimony given to the best of my
10 ability, having been transcribed from videotape;

11 That a copy of this certificate was served on
12 all parties and/or the witness shown herein on
13 _____.

14 I further certify that pursuant to FRCP Rule
15 30(f)(1), the signature of the deponent:

16 _____ was requested by the deponent or a party
17 before the completion of the deposition and that the
18 signature is to be before any notary public and returned
19 within 30 days (or _____ days, per agreement of counsel)
20 from date of receipt of the transcript. If returned, the
21 attached Changes and Signature page contains any changes
22 and the reasons therefor;

23 _____ was not requested by the deponent or a
24 party before the completion of the deposition;

25 I further certify that I am neither counsel for,

JA_002303

TX_00212811

USA_00017185

House Floor Debate - Volume 1

March 23, 2011

1 related to, nor employed by any parties or attorneys in the
2 action in which this testimony is taken, and further that
3 I am not financially or otherwise interested in the outcome
4 of this action.

5 Certified to by me on this the 21st day
6 of April, 2012.

7

8

9 Shauna Foreman, CSR
10 Texas CSR 3786
11 Expiration: 12/31/2012
12 Esquire Deposition Solutions
13 1001 McKinney, Suite 805
14 Houston, Texas 77002
15 Tel. (713)524-4600
16 Firm No. 03
17
18
19
20
21
22
23
24
25

JA_002304

TX_00212812

USA_00017186

House Floor Debate - Volume 1

March 23, 2011
103

A	access	adopt	78:17,25 82:7,8 86:20, 23,24 87:4, 18,22 88:6	along 42:18 43:18
A1	6:11 7:3,6, 15,16 8:5,9, 16 10:23	adopted	23,24 87:4, 18,22 88:6	Alonso 78:13,14,15
ability	81:25 85:8 89:10,13	adverse	ages 75:14 84:14	79:21,22 80:6
89:16 101:10	accomplished	81:1 82:15	ago 82:20,21,23	82:20,21,23
able	87:9	advised	84:7,14,19, 22 90:14	84:7,14,19, 22 90:14
52:23 68:19 71:25 72:6 87:2 91:22	accordance	77:19,20	already 20:9 74:23	already 20:9 74:23
Abraham 94:8	54:14	affidavit	20:9 74:23 76:3,18 81:2	76:3,18 81:2
absentee	accurately	9:14 11:5 43:15,16,18, 19,20,23,25	86:19 92:4	86:19 92:4
87:25 88:12	Acock	16:16 17:6	also 30:5 34:17	also 30:5 34:17
absolutely	80:10	14:2 47:2,6, 16 54:14,20, 22,23 55:3,	35:16 39:4	35:16 39:4
27:11 56:22 62:22 80:23 82:5 84:5,21 85:3 88:20 98:6	Act	15,21 56:13, 14 57:18	44:22 47:10	44:22 47:10
accept	38:14 77:17, 24 78:2,4 84:8 93:24	58:14,16,25 60:20 91:22	56:9 60:21	56:9 60:21
12:16 13:6,18 15:20 44:18 57:6 63:20 68:4 92:4 93:16 99:8	action	92:1,6,11 93:2,6 97:1	73:11 87:21	73:11 87:21
acceptable	102:2,4	95:7	89:9,12 92:13	89:9,12 92:13
60:25 63:2 64:19 65:3,4 68:12,18 69:22 73:22 80:13 85:14	add	affidavits 44:7,19 45:4	alternative 68:19	alternative 68:19
89:21 91:13, 14	added	47:21 56:24 58:19	Alvarado 74:19,20,23	Alvarado 74:19,20,23
acceptance	40:22 41:10	affirmation 14:18	75:8,15,19, 22 76:2,7	75:8,15,19, 22 76:2,7
66:13 67:9,12	additional	15:24 39:11	always 12:16 82:2,3	always 12:16 82:2,3
accepted	address	affirming 91:22,23	amend 21:20	amend 21:20
14:12 44:11 54:13 65:21 66:23 67:12 68:5 69:3 80:2	addressed	African - 33:4 40:19,25	amended 54:7	amended 54:7
63:7	adds	33:4 40:19,25 41:5	amendment 42:1,2,10, 11,12 45:18, 22,25 46:3,8	amendment 42:1,2,10, 11,12 45:18, 22,25 46:3,8
63:7	administration	41:5	allowed 60:22,23 72:1	allowed 60:22,23 72:1
63:7	on	42:1 43:1	84:11 87:3	84:11 87:3
63:7	admire	43:1 44:1	allowing 88:6 95:15	allowing 88:6 95:15
63:7	admitted	44:1 45:1	allows 57:22,24 58:5	allows 57:22,24 58:5
63:7	70:11	45:1 46:1	59:9,10,11, 12,20 60:5,6, 7,8,9,16,18, 24 61:1,2,3, 18 62:3,4,10,	59:9,10,11, 12,20 60:5,6, 7,8,9,16,18, 24 61:1,2,3, 18 62:3,4,10,
63:7	75:7,20 76:1	46:1 47:1		

JA_002305

TX_00212813

USA_00017187

House Floor Debate - Volume 1

March 23, 2011
104

11, 12, 13, 14	15, 16, 20, 21,	anticipates	27:5 51:25	American
63:6 64:14	22, 24 20:6	6:25	52:2 77:15	39:5
65:4, 6, 7, 8,	21:9, 13 22:24	Antonio	98:10	aside
11, 16 66:11	23:17, 22, 23,	46:20	April	11:3 68:17
67:10 69:15,	25 24:1 30:18	anybody	1:11 102:6	83:4
16, 17, 18, 21	analyze	83:2	arbitrarily	27:13 28:12
72:22, 23, 24	20:6	anymore	67:23	asked
73:4, 5, 6, 16,	ANCHIA	57:7	area	47:3, 20
19, 20, 21, 22	39:21, 22, 23	anywhere	9:12 81:22	asking
74:3 75:19, 20	40:1, 5, 14, 24	29:12	areas	31:2, 17
77:2, 9, 10	41:4, 9, 12,	appears	75:22 81:23	53:19, 21
78:11, 12, 20	18, 19, 20, 24	6:18 62:20	85:6, 7	77:25 78:22
79:6, 13 80:1,	42:3, 6, 7, 12,	application	arena	80:21 94:8
6, 12, 13, 14,	13, 14 44:15	22, 24 46:5, 7,	92:2	99:7
15, 18 81:18	45:12, 13, 20,	applied	argue	aspects
82:24 84:23,	22, 24 46:5, 7,	11, 16, 18, 19,	17:20 84:14	21:8
24 85:13	22 47:8 48:2,	22 47:8 48:2,	argued	assure
89:5, 21, 24	24 49:14	24 49:14	19:25	7:2 27:17
90:2, 17, 18	50:1, 22, 23,	applies	argues	assured
91:2, 3, 4, 7,	24 51:2, 8, 13,	appreciate	16:9 32:24	7:6
14, 16, 17, 19	22 52:4, 15,	14:2 15:1	arguing	attached
92:5, 16 93:1,	19, 23 53:6,	39:15 51:15	17:19 19:21	27:12 101:21
17, 22 95:6,	10, 14, 15, 18	87:17 89:10	35:11, 22, 23	attention
12, 13, 17	54:1, 5, 17	95:16 96:21	36:24	43:5 82:25
98:13, 14, 15,	55:2, 5, 11, 18	appreciates	argument	attest
18 99:9, 11,	56:3, 9, 18, 22	21:2	2:18 5:1, 3	93:7
18, 24, 25	57:11, 17, 23	approach	17:18 20:20	attorneys
amendments	58:1, 2 59:12,	59:7	33:1 35:5, 18	102:1
56:19 58:4	13 60:3, 4	and/or	37:5, 23, 24	author
59:6 72:21	and/or	21:23 29:16	57:3 83:3	31:14 42:25
80:19, 25	101:12	another	87:1	43:5 44:25
83:14	another	20:10, 19 44:2	arguments	60:25 63:1
amongst	20:10, 19 44:2	55:21 74:25	n	65:5, 14 69:22
75:7	answer	84:10 88:24	30:11	70:4 73:23
amortize	answer	89:15	appropriatio	around
50:7	41:13 43:5	ns	8:12 97:23	80:13 85:14
amount	41:13 43:5	30:14 31:23,	article	89:21 91:13,
30:2 47:4	46:2 53:7	25	19:9 32:20	15
amounts	46:2 53:7	approve	33:25 34:19	authority
25:4 30:18	98:5	79:13	35:12 36:3	32:25
analysis	answered	approved	37:22, 25	authorized
16:7, 9, 13,	14:15 27:14	53:19	A s i a n -	3:13
14, 15, 23				automaticall
17:5, 13, 14,				

JA_002306

TX_00212814

USA_00017188

House Floor Debate - Volume 1

March 23, 2011
105

y	25 13:3,5,6, 17,23 14:12, 21 15:7,9,13, 19,21,22 44:10,11,17, 18 45:8 47:2 51:19,23 52:1,3,11, 13,14 53:3,24 54:19 57:4,6, 7,10,16 58:10,19,20 65:13,21 66:17,19,23, 25 67:5,17, 20,22 68:10, 12 69:6,11,12	basis 13:25 87:18 beef 95:1 began 6:10 beginning 24:16 being 11:11 16:23 20:22 39:8 49:21 56:1,12 62:4 68:17 70:11 72:22 76:2 77:8 90:2 91:1,24	51:4,12 52:17,20 53:5,7 54:5, 16,21 55:10, 20 56:25 57:2 58:4,8,12, 17,21,24 59:4 60:16 62:17 63:7,18,19 64:2 65:2,14, 15 66:21 68:1 70:17 71:23 75:16 77:15, 24 80:24 81:1,13 82:6, 19 83:7 86:8, 10,11 87:10 88:9 91:22 10,12,13,14, 15,16,23 17:5,6,12, 13,14 18:17, 19,22 19:4,8, 22 21:9,13 23:16,17,21, 23,24,25 24:1,14,15, 16,20 26:5,15 27:9 28:18,22 29:1,2,7,15 30:12,13,15 31:1,22,23, 25 32:4,8,20, 24 33:4 35:3, 5,18,24 38:22 39:11,14 40:2,22 41:7 42:17,21,24 43:2,12,15, 17 44:9 45:3, 6,10,15,19 46:4,12,25 47:9,14,22 48:3,13,17 49:1,21 50:13	3:1 15:1 16:1 17:1 18:1 19:1 20:1 21:1 22:1 23:1 24:1 25:1 26:1 27:1 28:1 29:1 30:1 31:1 32:1 33:1 34:1 35:1 36:1 37:1 38:1 39:1 40:1 41:1 42:1 43:1 44:1 45:1 46:1 47:1 48:1 49:1 50:1
B	14,16,17,23, 25 72:1 76:14,18 84:2 85:23 86:17, 21 87:12,25 88:4,5,7,10, 12,17 89:1,15 91:11 92:21 94:2 96:12 98:20 balloting 11:4 ballots 9:13 12:6,15, 17 13:14 66:10,14 67:9,19,24 68:4,17 bar 94:7 based 97:22,25 basically 61:22 66:11 69:2 96:25 97:16,22	believe 48:21 73:24 74:6 75:15 78:1 bell 77:4 80:9 89:23 99:20 Bend 90:25 benefits 75:11 BERMAN 82:5,18 besides 8:14 best 101:9 better 61:23 83:14 94:7 between 5:19 6:15 10:19 20:16 97:13 74:14	10,12,13,14, 15,16,23 17:5,6,12, 13,14 18:17, 19,22 19:4,8, 22 21:9,13 23:16,17,21, 23,24,25 24:1,14,15, 16,20 26:5,15 27:9 28:18,22 29:1,2,7,15 30:12,13,15 31:1,22,23, 25 32:4,8,20, 24 33:4 35:3, 5,18,24 38:22 39:11,14 40:2,22 41:7 42:17,21,24 43:2,12,15, 17 44:9 45:3, 6,10,15,19 46:4,12,25 47:9,14,22 48:3,13,17 49:1,21 50:13	92:14 93:5,15 94:11,18 95:7 96:25 97:5,21 98:10,19,20, 24 99:1,12 billboard 36:11 billion 32:9 bills 22:14 33:25 34:10 35:14, 15,17 bingo 58:19 bipartisan 38:16 bit 45:16,17 board 6:14 7:6 12:4,5,8,10, 12,15 13:5,17 14:12 15:7, 13,19 44:11,

JA_002307

TX_00212815

USA_00017189

House Floor Debate - Volume 1

March 23, 2011
106

17 57:6,10	32:22 35:17	15,21 5:10	52:2,13 54:19	21 20:5,8,10, 16,19,21,22,
58:19	47:16 56:17,	6:12	70:16 71:23	23 21:1,2
body	20 71:17,24	calender	84:1 85:23	23:24 29:25
7:4 18:25	79:25	2:16	86:14,15,21	33:1,7,18
21:20 43:1	bringing	calls	87:12,25	34:3,21,23
45:7 46:12	38:25 78:20	85:15 93:5	88:3,5 89:1, 16 92:21	35:9,25 36:25
bond	brought	came	94:1,2 96:11	37:4,7,11, 17,20,22
50:15	47:1 61:13	61:15 77:22	97:14	17,20,22
bonded	82:24 91:7	cannot	Castro	38:5,8 42:13
50:7	bubbles	71:24 84:4	85:15 89:22	48:4 50:20
bondholders	94:7	capable	94:20,21	59:13 60:10
36:21	bucks	87:2	95:5,9	61:1,4 62:6, 15 65:5,9
bonds	48:8	capita	casts	69:19 73:1,17
36:23 49:7, 22,23	budget	48:24	98:19	74:4 77:18,19
Bonnen	49:8,20	Capitol	certain	78:14 79:15, 20 80:15
69:18,19,20	building	6:10,15 7:6, 15,16,25 8:9	9:24 22:20	85:18 90:19
70:1,2,7,25	Burnam	card	62:22 65:14	91:5,15,20
71:8,11,13, 20,25 72:4,8, 15,20 73:17, 18 74:22	81:4,5,9	29:5 88:18	69:2 79:3,4, 8,11 81:23,25	95:11
77:2,4 79:16, 17,23 80:7,9, 12 84:24	90:14	94:6	certificate	Chairman
85:17,18,19	business	cards	15:2 25:4,11, 13,19 29:5	5:20 18:6
86:6 87:14,17	4:20 7:2 8:4	64:1	42:21 43:10, 14 47:17,19	19:20 46:8
88:2,14,20	Button	care	51:6,18 52:6, 16 53:2,22	53:18 58:6
89:14,20,24	77:22	45:8 82:7,19	54:8,10 56:13	61:5 64:1
Bonnen's	buy	92:19	101:1,11	chairman's
73:4 81:17	28:13	carry	certificates	33:13
born	bypass	30:19 60:21	38:25	chair's
81:24 83:7,8, 11,16	91:22 92:8	case	Certified	18:15,20
both	Bonnen's	2:24 3:1 4:1	101:5 102:5	19:5,7 37:11
5:1 34:10	93:2	22:8 47:18	certify	38:3,4
64:20	C	67:25 78:22	101:6,14,25	chairwoman
box	C	90:10 98:8	Chair	46:1
47:2	CALENDAR	cases	challenge	33:15,16
Bring	1:9 2:21,25	61:15	49:17	49:17
2:18 6:5	3:2,11,15, 17,20,25 4:2,	cash	chance	85:1
10:21 13:24	7,10,16,18, 19,23 5:2,4, 12,14,16 6:9	85:9	change	19:23 30:4
16:5 23:19	calendars	cast	16:12,13	66:12,16,20
	3:13,23 4:14,	2:12 9:18	17:17,18	69:8,9 73:21
		10:4,6,12, 22,24 11:25	18:1,3,11,20	91:8
		13:2,23	19:11,13,18,	
		14:20,22		

JA_002308

TX_00212816

USA_00017190

House Floor Debate - Volume 1

March 23, 2011
107

changed 33:5 57:8	citizens' 75:17	78:11,12 80:8 89:23 90:17 91:3,4,17,19 94:4 99:20,24	comments 89:14 98:13 99:5	component 36:2
changes 16:7 18:22 55:7,13 67:12 95:2 99:11 101:21	citizenship 38:25	clerks 26:3	commissioner 's 46:24 48:18	concern 8:1 27:1 39:10 69:1,5
changing 10:8,12,14 19:1	civil 53:17	close 58:1 62:21 64:10 74:5	commits 98:21	concerned 40:6 43:11 48:19 58:10, 11 68:2
charge 25:16 27:19, 20 31:20	claim 34:24	clarificatio n 79:21 85:18 99:17	committee 3:12,23 6:10, 12,17 7:1,13, 22 8:3 21:23, 24 22:2,5	concerns 39:6 49:19 68:3
charged 27:25 28:2	clarify 78:6 91:8	closed 6:10 8:5	conduct 26:18,23 79:7	conduct
check 68:25 88:16	class 73:25	code 13:21 54:7 55:7,13 73:9, 10,11,14	confine 80:1 93:14	confine
Chen 77:22	classes 34:20	74:15,25	96:15	confirm 98:12 99:4
China 38:18	clause 45:20 46:4	75:1,2,3,6, 10,25 76:1	committing 84:3 99:10	Congressiona l
choice 11:21	clear 11:20 14:13	Coleman 23:11,12,20	community 98:2,3	Congressman 90:23
choosing 92:12	24:19 25:9,18 31:3 41:7,8	colleagues 59:6	compare 16:10 88:16	consent 41:23
chose 75:6	52:17,20 56:7,9	collect 25:10 32:25	comparison 88:21	consider 95:16
circle 8:12	clearer 11:11,12	come 10:4 25:24	complained 23:25	consideratio n
circled 97:23	clearly 19:20 47:11	26:24 35:6	completely 49:19 88:8	2:16,21,22 23:15
circumstance s 81:20	48:2 49:4,14 50:10 64:24	43:25 47:5 55:18 57:5 58:15,24 59:4 61:8,25 64:16	completion 101:17,24	considered 2:25 20:21,23 22:15,16
citizen 39:2	clerical 63:13	88:10 93:3	compliance 66:19	67:25
citizens 38:17,22 79:12	Clerk 2:2,3 42:1, 11,12 47:3 59:11,12	Comeaux 71:6 83:18 90:9	complied 6:19 21:7	consistent 73:8,13,15
citizen's 29:5	60:7,9 61:1, 3,19 62:12,14 65:6,8 69:16, 18 72:23,24	comes 12:14 35:3 44:25 64:9 78:24 93:20	complies 77:16	74:14 75:7 76:3 78:19
	77:3,9,11	coming 89:11	comply 15:18 30:13 35:6	constituency 79:9

JA_002309

TX_00212817

USA_00017191

House Floor Debate - Volume 1

March 23, 2011
108

constituents	47:10	25 13:25	36:15	D
53:12 77:23	copy	15:9,10 57:16	credit	25:3,6
82:13 87:3	101:11	65:13,19 89:2	36:21	daily
Constitution	correct	91:12	crimes	3:15,17 4:7
32:19,21,23	3:18 12:4,13	counties	73:10 75:25	5:12,13,16
33:16 34:19	17:1 24:18	48:1	criminal	Dallas
35:7 36:17	27:23 40:3,8,	counting	2:5	62:8 77:22
50:4,10 98:9	17,20 41:1	66:13	crisis	91:4
Constitution	51:19,23	county	49:8	date
al	52:16 53:3	47:3 49:15	criteria	74:10 101:20
33:3,6,19,25	54:25 55:16,	61:19,20,22	66:24 69:4	David
34:9,16 36:3	22 56:15	72:3 90:25	96:24	65:8
44:21,22 48:4	59:17,21 64:5	couple	criticize	Davis
49:17	68:20 71:9	85:20	93:10	65:9,10,25
Constitution	85:20 88:19,	course	crystal	66:7,8,15
a l l y -	20 95:3	4:20	19:20	67:14 68:8
dedicated	corrected	court	CSR	69:5 91:4,5,6
35:4	2:20 3:2 4:11	46:24 48:18	102:9	day
construction	5:11,12,13	84:16,20	cure	7:16 18:11
36:23 50:8	correcting	Courthouse	55:20 57:16,	22:14 61:8,12
contacted	63:25	72:3	17	102:5
39:5	correction	courts	current	days
contained	5:13,15	92:3	12:3 13:15	10:5,25 12:1
19:17 24:1	correctly	cover	18:22 40:5,9,	13:24 34:1
47:13	67:8	70:25 71:2	16 42:19	35:15 44:2
contains	cost	covered	44:24 46:14,	55:19 57:9,
88:17 101:21	31:19 48:5,21	78:3	15 49:8 55:7	16,17 71:24
contents	49:1 95:6	covers	56:10,11 57:2	72:7 85:23
31:1	costs	83:7	58:9,17 61:6,	101:19
continue	24:18 32:9	crafted	19 66:9 68:5	deal
2:13 5:25	48:18	12:21	69:4 75:16	27:22 47:10
24:6 33:7	couldn't	create	83:23 91:21	56:19 61:17
continuously	17:3 45:21	47:15,25	94:11	66:1 87:10
23:22	46:2 48:15	created	currently	dealing
contrary	counsel	93:15	66:10,12	49:9
17:22	101:19,25	creates	67:13 98:25	deals
convenes	count	42:25 61:16	cut	33:19 45:25
3:14 4:8	42:23 71:16,	creates	73:4,23	51:5 56:23
conversation	19,20 72:1	48:3	cuts	DEBATE
8:23 53:17	86:17	creating	49:11	1:9 5:25 9:6
convoluted	counted	47:24 73:25	D	14:7,8 24:6,
	10:6 11:1,16,	creation		15 64:9 101:2

JA_002310

TX_00212818

USA_00017192

House Floor Debate - Volume 1

March 23, 2011
109

debating	65:15 68:1,15	91:10	71:8,10 81:13	64:19 66:5,16
46:24,25	84:1 94:10	determines	87:24	77:19
DeBowes	denying	19:13	disagree	discussions
90:9	8:5 69:7,11	detracting	87:5	63:24
debt	department	51:11	discounted	disenfranchi
49:23,24	25:10,20 27:8	deviation	67:23	se
decide	30:9 31:18	deviations	2:25 4:10	disenfranchi
15:8	48:14 77:16	3:11,20,21,	discretion	sed
	78:2,8 86:19	25 4:4	12:16 13:6,18	89:16
decision	98:11	didn't	15:7,12,20	disruption
62:22	depending	4:22 11:20	discretionar	61:17
dedicated	60:14 75:13	17:20 29:12	y	distinguish
35:20 36:18	deponent	33:14	19:22,24	87:22
deem	101:15,16,23	difference	discriminate	district
19:6		10:10,18 26:5	82:8 83:9	38:16 39:5,19
define	101:17,24	different	87:18 94:9	61:10,14 62:1
75:4	102:10	13:20 52:8	discriminate	76:19 87:3
defined	deprive	54:2 62:24	d	90:23,24
74:23	35:8	64:12 75:14	documentatio	
defines	deprived	78:19 80:25	n	40:18
73:10,11	30:19	81:20 82:1,2,	discriminati	
74:25 75:1,2,	deprives	11 96:18	ng	
3,14,23	35:19	differently	82:8	documents
definitely	describing	27:15 62:19,	discriminati	81:25
39:2 57:23	24:17	24 86:25	on	doesn't
definition	desire	difficult	83:17 84:17,	3:10 7:1 8:4
73:9 74:14	88:4	49:20 62:22	19 86:20	9:17 28:25
75:9	desk	difficulty	89:12 93:23	43:12 47:8
degree	26:4 94:5,14	4:25	discriminato	51:17 53:23
92:15,20	desks	diligence	ry	70:11,25 71:2
93:19 96:11	4:20	26:19,23	72:2 84:15	
delay	detailed	direct	doing	
73:4	17:15,16,20,	9:8 30:2	11:14 15:11	
deleted	23,25 21:13	directed	26:18 48:13	
55:8,9	23:22	43:15	67:11 68:16	
deliberating	determinatio	direction	76:18	
80:2	n	14:3,23 64:5	dollar	
denied	78:3	disability	27:11	
6:11 39:8	determine	70:20 86:11	doors	
67:1 83:11	30:8	disabled	7:10,25 8:12	
85:21 97:4	determined		Dorothy	
deny				

JA_002311

TX_00212819

USA_00017193

House Floor Debate - Volume 1

March 23, 2011
110

90:9,11	E	78:18 82:24	end	everybody
down	e	either	94:10 100:1	11:15 29:14
2:18 6:5 7:22	87:17	44:3,5,6	enough	42:18 48:8
16:5 23:19	each	51:7,17 53:13	8:16 11:13	63:15 72:12
32:22 36:1	89:9	63:12 87:20	23:22 50:16	81:12 82:1
37:6 46:8	earlier	elderly	62:21 64:10	83:6 98:17
64:7 66:1	51:21 77:21	73:9,10,12	75:16 93:13	everybody's
71:18 73:7	91:7 97:17	74:8,14,17, 23 75:4,9,13,	ensure	81:19
86:7	Early	23,25 79:3, 12,24 84:25	8:6,7 65:17, 18 89:15	everyday
downtown	12:4,9,11,15	Election	ensures	8:17
71:18	13:5,17 14:12	12:9 13:21	92:11	evidence
DPS	15:7,13,19	15:2 43:22	ensuring	96:18
25:23 28:15	61:7,11,21	54:7,24 61:8, 10,12,14,21,	88:23	exact
29:8,13,16	earn	24 65:17	enter	64:25
30:6,12,19	38:23	73:13 74:15	7:12	exactly
31:23,24	earned	86:13,17	entered	40:9 83:5
32:2,5 86:8	87:9	92:4,19	20:11,17 36:9	example
drafted	earth	elections	entire	61:9 64:19,20
44:20,21 45:3	96:8	40:3 45:1	38:20	70:8 88:24
47:9 72:22	easier	47:3 99:13	entity	examples
draw	47:10 65:1	Elementary	40:20 41:1,6	64:9
43:8	easily	71:6 83:18	entrances	exception
drive	58:22	eligibility	7:17,19,21	4:5,6
85:4	easy	61:24	8:10	excessive
driven	80:20 83:2	eligible	envelope	41:22
70:24	effect	2:22 43:22	9:22 10:9	exchange
driver's	18:20 68:14	54:24 91:11	11:7,10,11	5:19 20:11,16
29:4 42:21	69:7	elimination	88:17,22	28:12 36:9
63:21 74:10	effective	89:11	error	Excuse
78:21 81:25	33:5	EMERGENCY	2:23,24 3:1	32:3 53:15
83:23 85:2,5	effectuate	1:9 83:25	4:10,18 5:9, 11 63:13	85:15 90:18
due	11:18 22:13	employed	especially	92:24
26:18,22	effort	102:1	83:4	excuses
during	39:15	enacting	Esquire	87:24
2:23 6:16	Eiland	45:20,23,25	102:10	execute
7:6,14,16	72:25 73:2,3, 16,19 74:5,6	46:4	estimate	43:15,16,18
48:16 81:24	duty	21,24 76:4, 11,12,16,21, 24 77:1,5	48:15	44:2,7 45:4
83:11,12,16	75:5,12,18, 21,24 76:4, 11,12,16,21, 24 77:1,5	encouragemen	estimated	47:20 54:18
dyslexic		t	55:3,15	56:13,14
24:22		59:23,24	48:15	57:18 60:20

JA_002312

TX_00212820

USA_00017194

House Floor Debate - Volume 1

March 23, 2011
111

executes	31:14	36:21	47:2 88:18	43:12
54:13	express	fall	filed	flaw
executing	16:11 18:21	34:20	62:4 63:12	42:17 45:6
43:20	19:7,17 46:20	falls	98:10	58:21
exempt	expressed	88:8	files	flexibility
82:10	39:6	false	64:20	80:22
exempted	expressly	13:7	fill	FLOOR
79:14	18:25 19:3,4,	far	26:2	1:9 35:3,6,17
exemption	10 20:2 22:23	31:17 49:5	filters	59:5 86:23
60:22,23	extend	54:15	63:14	87:4 101:2
70:3,5,10	41:21 44:16	Farrar	financially	Florida
86:10,11	51:10	6:2,3,7,9, 21,22,24 7:8,	102:3	72:18
exemptions	extended	18,20 8:8,11, 19	find	47:5 72:14
70:18 87:9	6:16 7:14	36:15 37:5	folks	83:20
exist	41:25	father	3:4 16:13	follow
4:14,15	extension	70:8,13	23:25	23:14 42:18
existing	8:9 29:24,25	father's	fine	43:18 65:12
16:10 20:3	41:22	70:8	5:3 93:21	67:11 69:2
exists	extensions	favorable	finishes	followed
37:25	7:25	62:7,10	86:5	65:20 66:22
expand	extra	fear	Firm	67:4 68:6
59:1	27:19 95:6	57:2 67:21	91:10	
	F	102:12		following
expenditures	F	fearing		14:23 42:1,10
48:25	16:4	49:10	first	45:16 54:7
expenses	faces	fee	5:5,9 26:21	59:11 60:7
31:5	61:15	25:3,7,10	38:17 43:25	61:1 62:12
Expiration	fact	30:6 56:1	52:25 56:13	65:6 67:7
102:10	17:13,21	feel	58:24 85:20	69:16 72:22
expired	19:24 20:3	88:10	fiscal	77:9 78:11
29:22 41:16	35:1 37:11	fees	29:11,13,18	90:17 91:2,16
50:18 71:7	40:6 48:20	24:17	30:17,23	99:24 101:7
85:12 90:10	67:2,4 68:1	felony	31:4,10 32:6	Foreman
explain	91:24 92:7	92:16,20	five	101:5 102:9
9:11 15:11	factors	93:20 96:11	78:21 94:19	foremost
22:24 35:7	87:10	felt	fix	85:20
70:4	fails	11:18	47:11,12,15	form
explained	16:7,9,10	figure	58:4,6,25	10:22 11:5
21:13	fairly	10:18 48:6	fixed	17:15,24 26:2
explaining	89:7	file	85:4	30:7 44:18
31:1	faith	21:22 23:3	fixes	45:4 92:12,14
				96:10

JA_002313

TX_00212821

USA_00017195

House Floor Debate - Volume 1

March 23, 2011
112

forms	31:15,18,20 48:9,22 86:8	G	getting	12,13 29:13, 15 30:2,3,9
9:17 10:4,13	88:5	G	29:17 48:7	43:3 45:21
26:14 27:6		7:10,22	62:8 80:22	46:8,13 48:5,
29:6 52:1,2	friends	GALLEG O	Giddings	8,9,11 49:15,
Fort	81:11,16	3:6,19,21,24	60:8,9,10,11	16 50:14
71:18 83:19	frog	4:3,5,9,12	girl	56:23 57:24
90:25	87:19	5:8,20	90:11	58:14 59:5,6,
forth	front	game	give	18 64:11,12
90:13	2:19 6:6 16:5	53:6,11	28:6 31:15,19	66:11 67:21,
fortunate	23:20 32:23	Gee	45:21 49:17	24 68:4,11
39:18	99:5	64:3	58:7 64:4	74:7 78:7
fortunately	frustrated	general	70:9,12 75:13	84:24 85:2
15:2	55:12	18:25	given	87:1 89:4
forward	fulfill	Generally	17:12 30:13	93:22 94:12
80:1	8:6	22:1	101:9	95:5 96:1
found	full	generation	giving	97:8,10 98:2,
23:21 33:14, 19 34:19	36:20	38:17	31:18	3
66:18	fully	gentile	go	gone
	31:14	94:3	7:21,22 8:11, 16 12:6,20	51:9 73:4
four	fun	gentle	14:4 20:1	good
7:17,19 8:10	23:13	39:23 41:16	25:22 27:10, 20 28:7,16,25	56:3,4 58:24
63:24 94:18	Fund	42:16 50:24	29:8 31:24	67:4 72:8
fraction	33:1 35:9,20	53:20,21	32:18 44:1	97:5
49:1	36:15,19	58:3,7 95:22	51:5 53:9	government
franchise	37:2,3 48:10, 16 49:16,23	96:4	54:18 63:2	8:3 41:1,6
89:10,13	50:3,5,6,11, 14	gentleman	67:15 69:8,13	73:9,11,14
Fraser		38:24 44:13	70:16 71:6	74:15 75:2,6,
2:3		69:24 74:21	72:12 81:11, 23 82:9 85:4	13 76:1
fraud	funding	81:5 82:21	86:7 93:6	governmental
84:3 92:14	35:20	94:21	94:1,2 96:9, 23 99:1	40:20
97:18 99:10	funds	gentleman's	goes	governments
fraudulent	32:25 36:18	50:18 85:12	28:1,20,25	48:12 49:15
92:21 98:20	49:4	gentlemen	73:23 83:19	governor's
FRCP	furrows	45:9,10	going	61:9
101:14	49:11	George	4:17 8:2 14:1	grandfather
free	further	94:8	15:5,10 25:6, 16,23,24,25	74:11,12
25:21 26:8, 15,20,25	2:16 22:19	Georgia	26:2,3 27:10, 20 28:5,6,9,	grandmother
27:11,19	23:15 34:8	72:17 86:18	22 86:8 90:8	70:22 72:12
28:3,5,7,9, 14,24 29:8	101:14,25	93:12 98:10	granted	82:13 83:15, 21,23 85:21,
30:10,12,20	102:2	Geren		
	future	29:21 77:6		
	49:18			

JA_002314

TX_00212822

USA_00017196

House Floor Debate - Volume 1

March 23, 2011
113

89:23 99:20	28:15 90:25	5:21 36:6 37:22 96:14 97:18,19 hearing 32:13 hears 5:22 29:25 61:1 65:5 91:15 Help 96:12 97:15 her 14:6,7,8 42:17 43:6 58:4 70:14 71:3,4,5,18, 19,25 72:1,2 77:23 83:17, 19,20,25 84:1,2 85:23 86:12,13,14, 17 90:10,11 hereby 101:6 herein 101:12 hide 48:17 hire 47:5 Hispanics 83:9 hit 48:9 49:14,16 50:2,14,16 Hochberg 62:13,14,15, 16 63:9 hole 47:22 home 99:1	honor 39:1 Honorable 5:19 honored 70:1 hope 42:17 59:7 65:3 66:3 85:25 hopeful 56:25 Hopefully 86:7,9,10 hours 3:3,14 4:7 6:14 7:15 HOUSE 1:7,9 3:14 4:8 5:12,14, 16 6:17 8:19 23:13,17 24:4 35:16 86:23 87:4 90:22 91:1 101:2 household 64:23 houses 34:10 House's 4:20 Houston 102:11 huge 58:9 92:17 95:2 Human 74:24 75:1,11 hurdle 36:18 37:24 hypothetical
great	handful		
39:1,2,14	94:17		
61:16 70:8	handicap		
81:17 86:23	70:10,19		
88:8 89:17	handicapped		
greatly	70:10		
88:3	handle		
Green	66:17		
90:24	handled		
grounds	66:18		
2:20 21:5	handling		
23:17 37:16	66:9,13		
38:6	hang		
group	62:5 66:1,6		
38:16,20	happen		
72:14 82:7	84:15 85:25		
groups	93:23 94:12		
38:13 39:5	happened		
growing	87:20		
60:14	happens		
guarantee	43:3 52:9		
40:11 66:22	56:7		
68:12	happy		
guess	2:13 36:8		
4:24 11:11	44:16 57:21		
26:17,18 30:3	60:2 69:7		
89:3,18	hard		
guilty	38:22 39:14, 19		
99:10	Harless		
gut	2:7,8 5:23,24		
45:19	8:21,22 9:4, 6,10,16 10:2,		
guts	9:11,20 11:14, 11,20 11:14,		
19:25 46:4	22 12:5,9,13, 19 13:1,8,19		
96:25	HB1111		
gutting	2:23		
20:3 97:4	Health		
H	74:24 75:1,11		
hammer	14:15,19		
84:10	15:14,23		
hand	hear		
	24:4,5,12, 19,24 25:2,9, 18 26:10,13,		
	16:25 17:4 38:3 98:1		
	heard		

JA_002315

TX_00212823

USA_00017197

House Floor Debate - Volume 1

March 23, 2011
114

23:5	62:18 63:20	inadvertentl	indicates	sofar
I	70:14 93:4,5	y	3:11 6:9	13:13
	98:23	69:10	indigent	instance
ID	identity	inartfully	44:3,6 55:21,	4:22 5:11
9:17 10:4,13,	47:20,25	47:9	24 57:13	28:5 35:13
22,24,25	60:13,19	inaudible	70:19 86:9	instances
11:23,24	IDs	16:14 38:10,	91:24	36:16
12:22,24	25:23 26:20	13,19 39:7,	individual	integrated
13:2,9,10,	27:25 28:3,4	10,15 40:18	60:15	82:4
22,23 14:24	29:14 30:10,	41:15 48:17	individuals	integrity
26:9,14,15	12,20 31:15,	50:17 59:19	61:6 70:18	39:3 40:3
27:1,2,9,10,	18,20 48:23	63:4,7 65:8,	indulge	45:1,8 57:4
19 28:9,10,	74:7,9 94:16	12 77:22	17:3	58:10 65:17
13,24 29:3,5,	ignored	85:11 86:2	indulging	99:13
6,8 30:5,15	49:21	87:14 92:2	51:15	intend
31:24 38:14,	imagine	93:15	infirmit	99:16
21 40:25	61:14	inclined	33:3	intent
41:11 43:23	imagining	18:11	inform	25:17 30:20
44:8,19,23	26:1	include	30:3	31:15,17
45:2,4 47:18	impact	9:24 11:8	initially	65:15 66:17
48:7 51:7,18	30:6 50:15	17:14 37:8	6:13	67:15
52:1,2,5,13	82:15	62:8	innuendo	intention
53:2,23 56:4,	impersonatio	included	97:22,23 98:1	99:12
12,15 57:20	n	39:11	in-person	intent's
59:2 69:22	including	2:4 6:16	14:21	66:16
70:16,21	income	99:10	inquiry	interested
71:17,24	implement	85:4 87:11	3:7 5:9 6:22,	102:3
72:3,4,12,	49:2,5,6	incoming	23 16:20,21	internet
16,17 77:24	importance	64:1,5	17:8,9 21:17,	8:15,16
78:22 85:24	15:12	increase	18 22:10,11,	interpretati
86:8,13,17,	important	47:3,4	19 33:11,12,	on
21 88:16 89:8	idea	43:4 89:8	22,23 34:9	19:6,7 36:4
90:9,10 92:10	impression	50:7	59:15,16	37:3,21
95:14 96:22	identificati	17:18 80:25	63:5,6 77:12,	interpretati
98:16	on	India	13 78:1 90:5,	ons
2:5 12:1	improve	38:19	6	64:12
13:24 24:18	improvement	Indiana	insensitive	interprets
25:3,11,12,	57:1	48:21,25 49:6	72:13	19:11
19 27:6 40:7,	inability	72:17 86:18	insignifican	introduce
10,15,22,23	60:16	93:12 98:8	t	22:13,14
55:25 58:24		indicate	49:15	90:22
		4:24 33:14		

JA_002316

TX_00212824

USA_00017198

House Floor Debate - Volume 1

March 23, 2011
115

introduction	53:19 55:12	84:2 87:18,19	later	legal
90:19	57:12 59:1	92:18	3:14 55:19	19:1 67:8
issue	62:5 63:1,23	known	70:19 71:24	83:8 92:2
4:12 33:20	64:22 65:11,	83:20 84:2	73:21 94:13	legally
46:25 47:1,	22 66:6,21,	90:11	Latino	92:2
11,12 49:22	23,25 67:10,	knows	98:3	legislation
56:19,24	16,19,22	43:7 64:1	launched	40:13 68:7
58:18 60:14	68:5,15 69:2,	Kolkhorst	35:1	98:8
63:8 70:13	9 72:13 74:11	89:25	law	legislative
73:24	80:21 81:12	Korea	12:3,18 13:5,	6:16 7:14
issued	85:7 87:25	38:18	8,15,16	30:20 34:6,
25:11 43:23	90:10 91:9	L	14:11,14	13,20 81:21
items	92:10,17 93:3	ladies	16:10 18:23	legislature
22:1	95:15 96:11	45:9	19:8,16 20:4	2:24 34:10
	97:1,7,17	lady	26:7 40:5,10,	64:4 86:22
J	98:4,24 99:1	9:1,3 14:6,7	16,17 42:19	legitimate
jail	Justice	24:9,11	44:24 46:14,	68:19
93:22 96:11	77:16 78:2,8	39:23,24	15 56:10,11	Leo
	86:19 98:11	42:17 50:24	57:3 58:9	82:11
Jerry		53:20,21	61:6 66:10	less
66:1,15 69:14	K	58:3,7 95:22	67:13 68:5	56:11
job	53:16 73:15	96:4	69:4 72:9,16	lesser
48:13 49:12	kind	27:18 45:16	75:23 76:3	17:19
jobs	27:18 45:16	76:13	79:1,2,4 83:4	let's
49:10	76:13	41:16	86:1 97:22	14:4 54:17
journal	King	laid	lawmakers	71:3
5:20 18:12	59:14,15,16,	3:2 80:24	36:20	letting
20:12,17	17,21,22 60:2	96:24	laws	15:8
36:9,11 90:15	know	language	78:25 82:14	level
judges	7:8,24 8:18	9:24 16:13	87:23 95:2	7:10
61:21	10:1 11:12	24:19 31:3	layout	levity
judgment	12:8 13:12	41:8,9 44:9	3:1	53:20
62:18,20	15:6 23:12	56:6 67:7	LB	license
July	26:25 27:24,	68:10 69:1	48:13	29:4 42:22
5:15	25 28:5,7,15,	73:7 76:5	learning	63:21 74:10
just	20 30:4 33:16	91:8,12	23:13	78:22 83:23
3:6 8:12	44:19,20	large	least	85:2,5
19:13 22:20,	48:13 52:20	72:14	70:24	licenses
22 23:1,2	53:10 64:3,	last	leave	81:25
27:16 28:9	11,17 68:22	16:22 17:3	7:9,22	lie
35:14,15	71:2 74:7	20:14 61:9,10	left	96:9
36:12 43:6,23	75:5,24 78:23	63:15,24	7:8	
44:5,16 45:19	81:15,23 82:1	64:24,25		
47:15 51:13	83:17,19,22			

JA_002317

TX_00212825

USA_00017199

House Floor Debate - Volume 1

March 23, 2011
116

life	lived	loss	31:19 37:21	23 29:10,23
87:9	83:12	48:15	45:2 53:20	30:1,17,25
liked	local	losses	63:23 67:16	31:6,11,13
93:14	48:12	49:12	75:8 83:13	32:1,4,8,12,
limit	location	lost	92:16	16,17,24
81:15	86:13	25:25 29:17	male	33:2,9,10,
Lincoln	lockboxed	30:12 71:4,5	82:16	13,18,21,24
94:8	50:3	lot	man	34:4,8,12,
line	locked	59:4 72:10	94:3	15,18,22
3:8 9:15	7:10,21 8:13	lots	mandate	36:5,10 37:7,
10:15 14:4,11	lodge	81:11	48:1,3,12	10,15,20
15:6 16:7,8,	20:10	love	15:9	38:5,7
11 17:3 24:16	logical	56:22	mandatory	match
25:6 26:3	76:6	lower	19:23 58:21	material
42:8 70:15	long	75:20	manner	62:19
88:9	14:25 27:7	lowering	78:19	materially
list	32:11,13 63:2	73:25	March	16:14 21:10
16:10 19:3	81:22	luck	101:3	23:18 24:2
40:16 43:10,	longer	32:18	Martinez	matter
14 47:18,21	15:20	Luckily	35:11	McKinney
51:7,17 52:6,	look	83:24	Fischer	102:11
16 53:3,23	7:4 24:13	<hr/> M <hr/>	mean	mean
54:9,11 56:8,	43:2 44:9	Madden	8:1 11:3	8:1 11:3
12 57:6 58:17	45:11 47:9	65:24 66:3,7,	26:23 31:20	26:23 31:20
68:23,24	48:2 57:21	8 67:6 68:21	13:4,12,19	35:9 48:2,17
98:23	61:15	mail	14:2,17 15:1,	49:14 52:24
listed	looked	30:3 40:19,25	17,24 16:1,3,	55:12 58:9
4:5 40:16	36:6	41:5 70:23	9,18,19,22	72:11 94:17
listened	looking	71:1,3 76:15,	17:2,7,10	means
37:17	9:7,12 24:15	18 83:24	18:5,8,10,	4:4 92:8
listening	45:15 49:11	87:25 88:12	14,18 19:5,	mechanism
45:14	53:25 55:1,4	mail-in	14,15,18	57:4
listings	87:19	88:7	20:8,13,18	meet
64:6	looks	main	21:1,4,8,11,	8:3 61:24
lists	24:17	7:17,19 8:10	16,19,24	meeting
25:4	loophole	maintain	22:4,9,12,18	6:9,11,12,
little	42:25 58:9	53:16	23:4,7,10	13,24 7:1,7
24:22 45:16	92:8,23 93:9,	major	24:7,9,13,21	16:15 38:15
72:13 80:22	10	42:17 45:6,7	25:1,5,15,22	67:8 101:8
90:11	lose	47:22	26:12,17,22	meetings
live	30:9	making	27:7,16,24	6:17
81:21			28:4,11,19,	

JA_002318

TX_00212826

USA_00017200

House Floor Debate - Volume 1

March 23, 2011
117

member	Mexico	misunderstan	moved	nature
7:11, 24 8:9	38:18	d	38:18	82:1
17:22 18:24	mic	17:17	moves	nays
21:20 42:5, 8	59:24 99:6	misunderstoo	29:23 77:2	77:8 80:11
76:10	Miles	d	80:7 99:18	90:2 99:23
Members	89:25 90:18,	19:19	Murphy	necessarily
2:9 5:21, 25	19, 20	Mobility	90:9	76:17
8:22 14:23	million	33:1 35:9, 19	must	necessary
17:12 29:24	32:9 48:6, 10,	36:15, 19 37:2	2:11 9:25	35:24
42:15, 24	11, 21, 22	48:10, 16	10:9, 18, 19	necessity
58:3, 23 59:4,	49:2, 3, 4	49:16, 23	11:6, 8, 10,	47:4
23 60:12 61:6	mind	50:3, 5, 6, 11,	13, 18, 20	need
62:3, 17 65:11	3:7 59:8	14	17:14, 23, 24	11:13 15:15
69:20 72:21	mine	moment	20:1 33:3, 25	20:24 27:1, 9
73:3, 18 74:6	25:24, 25	19:14 86:6	34:10 59:19	29:20 30:21
78:16, 17, 24	28:13	Monday	61:8 65:17	31:13, 16 38:3
79:11, 17, 22	minimum	2:9	myself	44:5 70:15, 16
80:3, 17	49:2	money	59:6 82:24	81:16 82:10
85:17, 19	minority	27:25 28:1, 2,	90:13	85:24 86:9, 11
86:22 90:1, 21	38:13	8, 20, 25 29:20	N	87:6, 7, 8, 24
91:6 95:13	minute	30:2, 9, 12, 18	name	needed
98:12 99:22	50:9, 11 66:2	32:2, 5 36:22	12:7 40:20	28:13 83:25
member's	minutes	37:1 49:12	41:1, 6 43:10	84:10
24:5	2:10 78:24	85:5	54:11 62:19	needs
Menendez	misleading	moneys	63:16, 20	86:8 90:8
46:10, 17, 19,	21:10 24:2	28:16 29:16	64:8, 24, 25	Neither
23 47:23	misleads	35:4, 8, 21	Nancy	44:4 47:18, 19
48:20 49:7, 22	23:18	morning	90:9	52:5 101:25
mentioned	misreading	46:21, 23	narrow	never
75:24 97:18	63:13	most	12:21 19:6	44:22 45:3
merely	missing	61:15 76:19	93:4 94:16, 17	56:14 57:5, 13
65:11	83:6	mother	98:23	97:19
merits	Missouri	70:8, 10	narrowly	new
35:23	49:5	5:21 41:20	2:10	2:25 36:16
mess	misspelled	74:16 76:24	narrowly-	61:15
65:2	63:17	77:3, 8 79:19	des i g n e d	newspaper
met	mistakes	80:4, 5, 8, 11	2:11	46:20
66:24	68:22	99:18, 19, 21,	National	nice
method	mistyped	23	93:14	94:2
7:15 38:21	63:13	move	naturalized	nickel
69:9		5:25 57:25	38:17	27:11
methodology				night
29:12 30:7				

JA_002319

TX_00212827

USA_00017201

House Floor Debate - Volume 1

March 23, 2011
118

64:21	24	Okay	88:3,7,10,25	61:7,11,16
nobody	objects	9:20 12:23	89:1,15	62:24 63:24
83:3	85:15 89:22	13:4 15:5,24	opposition	69:21 87:23
normally	obligation	18:15 24:21	73:17 98:13	88:6 90:9
6:15	36:20	25:5 31:9,16	option	overrule
notary	obtain	32:14 43:10	15:8 26:1,25	36:13
101:18	55:25 81:25	52:15 53:20	order	overruled
note	obtaining	55:6 56:3	2:16,19,21	3:5 6:20
29:10,11,13,	25:12	57:23 63:7,9,	3:5,9 4:13	16:17 21:3
18 30:17,23	obviously	10 75:22	6:4,5,8,19	24:3 33:8
31:4,10 32:6	31:7,19 51:7	97:16	11:18 16:4,6,	36:1,8 37:14,
noted	80:18 97:11	old	17 19:15,19	19
3:1 6:13	occur	70:9,23 80:19	20:6,7,9,19,	overrules
nothing	60:15 86:15	81:10 83:16,	25 21:3 22:13	38:6
28:17,21 29:1	occurred	21	23:14,19 24:3	overruling
37:6 43:1	2:23 5:10	older	29:20,22	38:2
47:13 55:15	96:15,17,18	70:12 76:14	30:21 32:20,	overwhelming
notice	o'clock	83:1 88:1	22 33:6,8,15	30:2
3:16 4:18 5:2	6:25 7:9,12	94:14	34:2,13,25	P
9:24 55:6	offer	once	35:1,17,18,	Page
66:21 72:9	57:22	12:3 21:21	19,24 36:2,7,	9:8,15 10:16
95:1	offered	38:1 48:6	13 37:13 38:2	14:4,11 15:6,
notify	20:5 73:24	65:19 66:18,	41:16,17	19 16:7,8,11
18:24	offering	24 91:9	44:23 48:7,22	23:21 24:14
number	54:10,12	onerous	50:18,19	43:16 44:1
62:23 92:9	96:22	8:1	52:24 53:16	53:25 54:1,2,
numbers	office	one's	74:12 85:12,	20 55:19,20
43:17	39:6	65:15	13 92:21	101:21
O	officers	open	ordered	pages
oath	92:3	8:1,7,23 9:1	5:22 90:17	64:22
93:7	official	56:25 58:3	original	paid
objected	40:19,25 41:5	59:8 88:6	28:11	94:6
42:8	63:19 64:11	openness	ostensibly	Pakistan
objection	officials	8:2	43:11	38:19
5:22 20:22	62:18,23	opinion	ought	paper
29:24,25	64:8,13	95:14	74:13 89:6	46:23
41:23,24	offset	opportunity	outcome	Pardon
44:4,6 55:22	49:12	10:22 13:2,23	102:3	7:18
56:1 57:13	Oh	14:21 17:12	outside	parliamentar
60:25 65:5	56:18,22	27:5 29:8	39:5 88:17	y
80:14 85:14	71:11	46:1,12 58:7	over	3:7 6:22
90:16 91:15,		73:23 85:23	28:15 45:21	16:20 17:8
		86:12,16	51:9,24,25	

JA_002320

TX_00212828

USA_00017202

House Floor Debate - Volume 1

March 23, 2011
119

21:17 22:9	71:23	92:18 93:10, 13 96:15 26:6 27:10 28:6,8 29:14	persons 73:11 perspective 81:21 82:2 people's 99:13 percent 65:23 67:3 perfect 63:11 period 40:23 24:1 PDA 8:15 Penal 73:10,14 74:15 75:3,6, 10,25 penalties 2:5 60:20 party 61:8,21,25 101:16,24 pass 26:8 34:10 35:15 52:1 92:17 97:21 passage 6:1 8:23 passed 64:2 72:15 82:14 98:8 passes 27:9 77:15 86:1 passing 72:9 passport 29:5 passports 23:21 24:1 Patricia's	42:7 90:14 places 61:21 64:22 plain 98:4 plan 35:8 please 2:19 17:2 24:10 25:1 37:11 41:21 43:2 53:16,17 62:5 76:24 77:12 80:5 96:5 99:5 pleased 58:3 90:21 pledged 50:6 plenty 72:9 point 2:15,18,19 3:5,9 4:13 phrase 6:3,5,7,19 4:3 physically 16:4,5,16 19:15,16,19 20:6,7,9,10, 19,24 21:3 picture 23:14,19 24:3 29:6 piece 22:33:8,14 93:4 pieces 10:36:1,7,13 40:15 place 41:15,16 44:17 50:18, 5:5 36:17 19 57:10 72:7 38:21 61:7, personal 11,16 63:18 24:18 25:3, 10,12 personally 93:11
------------	-------	--	---	--

JA_002321

TX_00212829

USA_00017203

House Floor Debate - Volume 1

March 23, 2011
120

19, 20 99:8	precedence	14:6 25:23	procedure	36:18 40:2
pointed	18:3, 5	pretty	34:7, 14, 20	protection
83:1 85:1	precedent	11:20 72:14	35:2, 16 63:14	79:10 81:17
points	18:7, 8 36:7,	prevails	67:11 69:3	protections
33:6 43:6	12, 15 81:2	77:9 80:11	procedures	79:3 81:16
52:24 58:6	precinct	99:24	65:12, 20	proud
82:6	43:21 54:12	previously	66:12, 21	87:12
police	62:17, 23	39:9	67:4, 8, 18	prove
60:21 92:3	63:19 64:8, 11	printed	68:6 91:9, 10	2:11 10:5
policy	Precisely	2:25 4:7	proceed	47:5, 20, 25
45:23, 25	33:5 50:2	10:8, 9 11:6,	35:21	57:9, 11, 13
poll	pre-cleared	10 64:21	PROCEEDINGS	proven
27:17 94:6	86:19	printing	2:1	99:9
polling	precluded	4:9 5:9, 11	process	provide
61:7, 11, 16,	70:20	9:22	7:11, 24 8:7	3:10 25:20
21 96:9	prefer	prior	21:19 56:5	26:25 27:4
polls	6:1	18:4 22:22	65:17 69:9	30:20 44:4
2:13 10:21	prepare	80:18	92:4, 19 96:12	48:15, 22 59:2
13:11 30:16	3:13	prison	97:6	67:18 70:18
38:25 40:7	prepared	93:20	processed	79:12
43:9 51:6, 17	14:7, 8	privilege	26:3	provided
55:15 60:21	prescribed	39:2	producing	25:2
76:22 81:12,	9:17 10:13	probably	96:18	provides
14 82:9 96:23	present	49:3 93:16	promise	29:7 50:13
portion	54:9 62:19	problem	95:15	56:11 65:12
20:20	presenting	26:20 44:21,	proof	providing
possibility	2:4	23 45:7	2:4 44:5	2:5 17:22
39:7	presents	47:11, 15 48:4	55:25 96:23	29:3
possible	58:9	50:1, 2 58:4,	97:20	proving
49:23	preservation	6, 25 63:22	proper	30:16 97:2
possibly	6:14 7:5	70:13, 14	51:14 86:13,	provision
49:25	preserve	85:6, 7	17, 21 93:4, 5	6:18 16:11
post	80:20	procedural	properly	23:20, 25
3:13	posted	33:15 34:1, 4,	2:21 20:23	26:15 33:3
3:11, 25 6:13,	61:7	11, 17 35:18	protect	34:9 95:14
24 8:3	preside	36:2, 17 37:5,	39:3 74:17	98:16
posting	president	15, 24 38:2	75:16 80:19	provisional
4:17 5:6 8:14	94:8	procedurally	83:13	9:13, 19, 21,
power	presiding	35:5, 10, 13,	protected	23 10:3, 24
11:15	61:11, 12	14, 15, 19, 21	38:13, 24	11:4, 7, 25
	presume	36:1 37:1, 2, 6	77:23 84:25	12:3, 6, 15,
		38:1		16, 24 13:2, 6,
			protecting	

JA_002322

TX_00212830

USA_00017204

House Floor Debate - Volume 1

March 23, 2011
121

14, 17 14:11, 22 15:8, 20, 21 44:10 51:19, 23 52:3, 10, 14 53:3, 24 54:13, 19 65:13, 20 66:9, 14, 17, 23 67:5, 9, 17, 19, 22, 24 68:4, 10, 17, 21 69:11, 12 71:13, 15, 16, 23 91:11 provisions 13:20 19:3 34:16 40:22 41:10 45:11 58:11 67:7 70:17 81:13, 14 82:19 public 6:25 7:3, 12, 15, 24 8:6, 9 18:25 30:3, 9 31:18 48:14 101:18 publicly 70:11 pull 46:8 purpose 5:17 6:2, 21 8:25 10:2 16:2, 18 23:11 24:8 25:13 26:16 27:6 29:9 32:15 33:9 39:22 40:12 41:19 44:12 46:10 50:23 59:14 65:24 69:23 74:19 76:8	77:11 81:4 82:20 86:3 90:4 92:22 94:20 95:20 96:3, 22 purposes 75:9 pursuant 101:14 pushing 83:21 put 36:10, 11 37:4 49:25 68:17 70:3 74:12 90:15 96:10	R race 61:9 radio 30:2 raid 50:5, 6 Rail 36:19 raise 2:15 6:3 16:4 20:7, 19, 24 23:14 32:19 90:25 raised 6:7 19:16 20:22 29:21 33:2 38:6 41:15 50:18 85:11 raises 2:19 26:24 rampant 67:6, 15, 20, 24 69:25 71:3 86:4 89:24 rating 99:7 questioned 64:16 questioning 38:11 42:9 questions 9:2, 7 24:10 44:14 46:2 52:24, 25 58:8 59:18, 19, 25 87:13 94:9, 16 99:5 quickly	44:16 51:5 R race 61:9 radio 30:2 raid 50:5, 6 Rail 36:19 raise 2:15 6:3 16:4 20:7, 19, 24 23:14 32:19 90:25 raised 6:7 19:16 20:22 29:21 33:2 38:6 41:15 50:18 85:11 raises 2:19 26:24 rampant 67:6, 15, 20, 24 69:25 71:3 86:4 89:24 rating 99:7 questioned 64:16 questioning 38:11 42:9 questions 9:2, 7 24:10 44:14 46:2 52:24, 25 58:8 59:18, 19, 25 87:13 94:9, 16 99:5 quickly	24:24 29:12 31:9 33:25 35:14 37:11 42:2, 11 45:10 46:20 54:7, 15 55:10 59:11 60:7 61:2 62:12 64:23 65:6 69:16 72:23 77:9 78:11 90:18 91:3, 17 99:25 readily 74:9 reading 18:2 45:18 53:5 56:8 reads 3:24 ready 5:25 52:21 98:5 reality 68:9 realize 32:1 ran 50:17 reallocat e 35:8 really 22:21 30:8 39:15, 19 44:16 51:4 53:8 57:3, 13 64:17 81:15 reason 26:19 29:4 36:13, 14 50:5 67:12 68:25 70:4 74:16 76:4, 6 77:25 79:25 84:8, 14:6, 22 22, 23 86:15, 17:10, 13 24 98:22	reasoning 3:8 reasons 82:23 92:9 101:22 re-assert 19:19 receipt 101:20 receive 4:19, 21, 22 received 4:23 receiving 75:11 recognition 90:21 recognize 74:8 recognizes 2:6 5:23 8:21 42:13 50:20 59:13 60:10 61:4 62:6, 15 63:18 65:9 69:19 73:1, 17 74:4 78:14 79:15, 20 80:15 85:18 90:19 91:5, 20 95:11 recommend 23:7 reconstructi on 97:24 record 42:3, 8 77:4 78:6 80:8 85:15 89:19, 22 97:11 99:19, 20
--	--	---	---	---	--

JA_002323

TX_00212831

USA_00017205

House Floor Debate - Volume 1

March 23, 2011
122

101:9	47:9	removed	ve	requirement
recorded	regular	61:13	2:6 5:23 6:7, 8,21 8:21 9:6	18:23 22:19 69:21 72:16
5:20	61:22	removes	16:8 24:4	78:18 95:1
redistrict	reimbursed	69:21 95:14	29:21,23 38:12 39:9, 12,13 40:1	requirements 2:4 9:14,21 14:20 52:18
84:16	29:13	renew	46:19 47:23 50:2,17 51:3, 8 53:11 56:16	61:25 67:8 68:21 75:10
reduce	reimbursing	28:13 78:21	60:3 62:1	requires 9:22 13:10
25:7	31:17	85:2	63:10 65:25	18:24 19:3
reduced	relate	renewed	73:1 74:4	35:7 62:17
20:16 26:7,20	5:6,7 55:14	85:5	76:12 77:1,2	rescinds 32:25 35:3
38:8	related	Repeal	78:18 79:15, 20,23 80:7,	research 78:20
reduces	34:16 102:1	16:6,11 19:8, 17,24 21:12	14,16 85:11 87:16 88:11,	residents 87:8 95:2
32:24 35:3	relates	repealed	15 89:3 90:14	resolution 19:4,9 21:22
reduction	9:12 13:13	19:4,10 22:23	94:25 95:18, 21,25 96:1,2	22:15,17,25
25:15 50:9,11	67:6	repeat	REPRESENTATI	23:3,5
reference	relating	17:3	VES	resolutions 22:3,5
16:23	2:3 23:20	replace	replaced	resources 85:8
referred	24:1	25:24 50:13	representing	respect 34:22 37:25
21:23 22:2	relatively	32:25 35:3	39:18	49:19 73:19
reflects	36:16	repeat	Republican	79:8,9,12
16:16 17:6	relevance	17:3	93:14	85:21
regard	66:4	replace	request	respected 79:25
21:11	reliable	25:24 50:13	requested	respectfully 3:5 6:20
regions	89:7	30:12	89:22 99:19	16:17 21:2
38:19	religious	replenish	Reporter	24:3 33:8
registered	44:4,6 55:22	35:22 37:1	101:5	36:8 37:14,18
43:21 54:11, 23 64:24	56:1 57:12	report	REPORTER'S	74:2 87:8
92:5,9	91:24	60:21	101:1	89:5 90:12
registrar	Relocation	reported	Representati	respond
13:24	36:19	46:24	v	
registration	relying	46:24	87:16	
42:21 47:17, 19 51:18	36:22	Reporter	Representati	
52:6,15 53:2, 22 54:10	remedied	101:5	ve	
58:16,18	4:15,16 58:23	REPORTER'S	87:16	
88:18,22	remember	30:5 74:7	98:24	
registration	19:20	101:1		
s	reminded	required		
63:11	84:10	11:6 15:21		
regrettably	remove	40:10,23		
	70:3,5,7	41:23 77:24		
		49:24		

JA_002324

TX_00212832

USA_00017206

House Floor Debate - Volume 1

March 23, 2011
123

23:6	ridiculous	roll	38:3,4	61:23 62:2
response	81:15 84:5	64:21	rumor	63:19 64:14
59:18 62:8	right	rolls	97:22,23	65:19 66:21
responsible	11:2,24 13:4, 31:1	62:20 63:15	rumors	69:2 70:15
restore	5,8 16:25 25:20 38:23	room	97:25 98:4	93:3
99:13	39:8,11 42:20	6:11	run	SB
restrict	45:21 46:5,7 48:18 52:7	roughly	8:12 61:13,23	1:8
59:23,24	55:2,16,17	48:5 63:11	rural	SB14
restricted	56:8 57:20	round	81:22 85:7	2:2,3,10
61:20	62:4 65:16,	38:15,16	S	15:18 98:7
restriction	18,23 67:1,3	routine	Safety	School
72:16	68:1,15 69:7, 11 76:14	4:20	30:9 31:18	71:6 83:18,25
result	80:20 82:5	routinely	48:14	schoolhouse
30:10 60:15	83:3,4,5,11	83:10	San	83:18
resume	84:1,4 85:2, 9:6	Rule	46:20	scope
retains	22 87:7 88:25	2:17,20 3:4, 9,10,19 6:4, 8,18 16:4,6	satisfying	59:2,19
13:6	94:12 97:4	17:10,13	25:13	seal
	98:25 99:3	18:2,23,24	savvy	88:23
return	Rights	19:2,11 21:6, 11 23:1,16	saw	sealed
85:24 86:16	38:14 75:17	34:16 35:25	30:1,5	88:22
returned	77:17,24	48:5 66:9	saying	second
101:18,20	78:2,4 84:8	101:14	57:18 59:1	47:24 56:14
revenue	93:24	ruled	62:5 66:6	62:5 66:6
49:24	ring	20:9 33:6	7:20 8:12	79:18 92:10,
revenues	77:4 80:8	34:3,13,21	11:9,10	15,20 93:19
29:17	89:23 99:20	84:20	15:17,22	96:11
review	ring-fenced	rules	18:21 26:5	secondarily
67:15 78:8	50:4	3:16 4:14	34:9 35:13	19:25
reviewed	rise	17:11,21	45:15 55:21	Secretary
16:12 23:24	49:17	21:21 22:2,5, 21,22 23:13,	65:22 67:10	29:19 63:25
33:1 36:6	risk	14,16 32:18	68:11,14,17	64:2,15,20
37:5	92:17,20	73:8	79:6 80:4	73:8
revise	93:21	ruling	97:1	Section
37:8	Ritter	16:23 18:15, 20 21:14	says	2:17,20 3:5,
revised	44:12,13	22:22 33:14	2:11 11:5	9,20 6:8,19
4:14,23 5:4, 16	45:14 46:3,6, 8 58:6 64:17, 18	34:18,23	14:11 15:23	9:12 11:6
Richard	roads	36:25 37:5,8, 11,12,21	17:14,23 19:9	16:4,6 17:11,
93:7,8	50:8		24:25 25:9	13 18:23,24
			27:8 30:7	19:2,9,12,16
			32:9 33:25	21:6,12 23:1,
			40:22 43:20	16 24:15,16,
			44:2,10 50:10	17 25:3,13
			54:22,23	

JA_002325

TX_00212833

USA_00017207